

# COLUMBIA COUNTY SHERIFF'S OFFICE

## SHERIFF'S REAL ESTATE FINAL COST SHEET

Mary C San Martin VS John Senoz

NO. 171-08 ED NO. 403-01 JD

DATE/TIME OF SALE: Feb. 4 0930

BID PRICE (INCLUDES COST) \$ 11,200.00

POUNDAGE - 2% OF BID \$ 220.00

TRANSFER TAX - 2% OF FAIR MKT \$ 4499.36

MISC. COSTS \$ 250.00

TOTAL AMOUNT NEEDED TO PURCHASE \$ 12084.12

PURCHASER(S): C CLEVELAND HUMMEL  
for Mary San Martin

ADDRESS: C/O H&L LLP 3E. 5TH ST. BLOOMSBURG Pa.

NAMES(S) ON DEED: \_\_\_\_\_

PURCHASER(S) SIGNATURE(S): [Signature]

TOTAL DUE: \$ 12084.12

LESS DEPOSIT: \$ 1500.00

DOWN PAYMENT: \$ \_\_\_\_\_

TOTAL DUE IN 8 DAYS \$ 10674.12

# SHERIFF'S SALE COST SHEET

Mary C. San Martin vs. John Gonzalez  
 NO. 171-08 ED NO. 403-01 JD DATE/TIME OF SALE Feb 4 0930

DOCKET/RETURN	\$15.00	
SERVICE PER DEF.	\$ <u>180.00</u>	
LEVY (PER PARCEL	\$15.00	
MAILING COSTS	\$ <u>30.00</u>	
ADVERTISING SALE BILLS & COPIES	\$17.50	
ADVERTISING SALE (NEWSPAPER)	\$15.00	
MILEAGE	\$ <u>74.00</u>	
POSTING HANDBILL	\$15.00	
CRYING/ADJOURN SALE	\$10.00	
SHERIFF'S DEED	\$35.00	
TRANSFER TAX FORM	\$25.00	
DISTRIBUTION FORM	\$25.00	
COPIES	\$ <u>6.00</u>	
NOTARY	\$ <u>10.00</u>	
TOTAL *****		\$ <u>422.00</u>

WEB POSTING	\$150.00	
PRESS ENTERPRISE INC.	\$ <u>1144.44</u>	
SOLICITOR'S SERVICES	\$75.00	
TOTAL *****		\$ <u>1369.44</u>

PROTHONOTARY (NOTARY)	\$10.00	
RECORDER OF DEEDS	\$ <u>43.50</u>	
TOTAL *****		\$ <u>53.50</u>

REAL ESTATE TAXES:		
BORO, TWP & COUNTY 20		\$
SCHOOL DIST. 20		\$
DELINQUENT 20		\$ <u>5.00</u>
TOTAL *****		\$ <u>5.00</u>

MUNICIPAL FEES DUE:		
SEWER 20		\$ <u>3294.32</u>
WATER 20		\$
TOTAL *****		\$ <u>3294.32</u>

SURCHARGE FEE (DSTE)		\$ <u>130.00</u>
MISC. _____	\$	
_____	\$	
TOTAL *****		\$ <u>-0-</u>

TOTAL COSTS (OPENING BID) \$ 5274.76



111 W. FRONT ST.  
BERWICK, PA 18603

300115

60-712  
313

For Account of Mary C. San Martin

Date February 10, 2009

PAY FIRST NATIONAL BANK 10674 DULST T CTS

\$ 10,674.12

CASHIER'S CHECK

Columbia County Sheriff

*Mattie Moninger*

Authorized Signature

⑈300115⑈ ⑆031307125⑆ 01 206313 01⑈

STATE OF PENNSYLVANIA  
COUNTY OF COLUMBIA } SS

Paula J. Barry 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 that day and on the attached notice January 14, 21, 28, 2009 as printed and published; that the affiant is one of the officers or publisher or designated agent of the owner or publisher 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.

.....  
.....

Sworn and subscribed to before me this 30th day of January, 2009.

.....  
.....

(Notary Public)  
COMMONWEALTH OF PENNSYLVANIA

My commission expires

Notarial Seal  
Dennis L. Ashenfelder, Notary Public  
Scott Twp., Columbia County  
My Commission Expires July 3, 2011

Member, Pennsylvania Association of Notaries

And now, ....., 20....., I hereby certify that the advertising and publication charges amounting to \$.....for publishing the foregoing notice, and the fee for this affidavit have been paid in full.

.....

**FEBRUARY 4, 2009**

- 9:00 AM JEFFERY WHITENIGHT—237 SLABTOWN RD CATAWISSA—20-04A-003 NO taxes Due
- 9:00 AM BRENDA HARGRAVES—10 FIRST AVE. BERWICK—07-01A-010 2007 + 2008 Taxes Due
- 9:00 AM ROGER RESSEGUIE—256 THOMAS ROAD BLOOMSBURG—26-04-007 NO taxes Due
- 9:00 AM TOM FENSTERMACHER & HENRY GEORGE BELLUM—4087 SAWMILL RD BLOOMSBURG—31-02-012  
BKRPT? Yes 2006, 2007 + 2008 taxes Due
- 9:00 AM ANDREW & NICOLE HOKE—209 E. FRONT ST. BERWICK—04A-06-055 NO taxes Due
- 9:00 AM AARON & HOLLY PATTERSON—239 E 8<sup>TH</sup> STREET BERWICK—04A-04-097 NO taxes Due
- 9:30 AM MARK & JOSELLE MULLERY—6130 OLD BERWICK RD BLOOMSBURG—12-03C-002 2007 + 2008 Taxes Due
- 9:30 AM MICHAEL & PENNY NEARHOOF—66 BUCKHORN RD BLOOMSBURG—~~18-02A-050~~  
STAYED TIL MAR 25 0930 AM
- 9:30 AM STEPHAN LEVAN, JR.—20 AMRON DRIVE BLOOMSBURG—12-05D-015 NO taxes Due
- 9:30 AM JOHN GOMEZ—75 LOWER HILLTOP ROAD BERWICK—07-03-A-055 & 07-03-A-062 NO taxes Due
- 9:30 AM JASON & CHRISTINA HOCK—355 PEARL ST. BERWICK—04A-01-115 NO taxes Due
- 9:30 AM BYRON & SANDRA YOST—1096 RIDGE ROAD ORANGEVILLE—15-17A-008 NO taxes Due
- 10:00 AM BARBARA & DALE YOUNG—1044 WEST STREET MIFFLINVILLE—23-05F-028-05 NO taxes Due
- 10:00 AM HAROLD HAUCK—734 CATHERINE STREET BLOOMSBURG—05E-02-021 NO taxes Due
- 10:00 AM RONALD & LINDA MILLER—3081 COLUMBIA BLVD BLOOMSBURG—31-04-040 2007 + 2008 Taxes Due
- 10:00 AM CHARLES CREASY—1730 SPRING GARDEN AVE. BERWICK—04D-02-038 2008 Taxes Due
- 10:00 AM KATHLEEN & TIMOTHY THORYK—1429 SPRING GARDEN AVE. BERWICK—04D-08-074 NO taxes Due
- 10:00 AM JOSHUA FOUGHT—515 N. ARCH ST. BERWICK—04D-08-220 NO taxes Due


January 22, 2009

Columbia County Sheriff  
Mr. Timothy T. Chamberlain  
Bloomsburg  
Pa. 17815

Dear Mr. Chamberlain:

Please take a few minutes of your time to read a copy of the letter I sent to Attorney Barry A. Lewis regarding to my house he has put in a Sheriff Sale for February 4, 2009.

Thank you very much.

  
John D. Gomez

January 17, 2009

Attorney Barry A. Lewis  
3 East Fifth Street  
Bloomsburg Pa. 17815.

Ref: FORMAL INFORMATION on the Real Estate Sheriff Sale Feb. 4, 2009.

Mr. Lewis:

As you know, during the hearing on front of the Honorable Judge Scott W. Naus on December 29, 2008. I testified about the conditions of the house and the lot of land you put in a Sheriff Sale for Feb. 4, 2009, which is located at 75 Lower Hill Top Rd. Berwick Pa. 18603. In addition, I testified on this matter during previous hearings in the past.

I had built the frame of the house in 1973; subsequently I did a great amount of work on the house myself. I know very well what kinds of materials were used during the construction.

The house contains a large amount of asbestos and lead paint through out the entire house. In addition, the house needs major repairs. No repairs have been done in years due to the lack of funds.

The entire second floor, the basement and the garage have been without heat for the last six or seven years because of the blockage of the tubing in the heat system, the tubes are clogged up. There is no way to do any repairs or replace the tubing without dealing with the asbestos.

Among other things: The boiler is 36 years old and it is in really bad condition, it hardly works. All the carpets are 36 years old and need to be replaced; there are holes in some carpets. All the gutters and down spots need to be replaced. The patio is about to collapse. The drain field is old and it is saturated. The septic system needs to be connected to the new sewer line. The water tank needs to be replaced. The stairs to the second floor needs to be rebuilt completely; handrails have to be installed to meet safety standards. All the appliances are 36 years old and need to be replaced.

The lot of land where the house sits is not totally suitable for building or any practical use, approximately 50% of the land is in a steep embankment going into a stream.

The taxes on the house in 2008 were: Three thousand eight hundred thirteen dollars and 48 cents (\$ 3,813.48) Plus 50,00 dollars per month when the sewer line is connected, for a total of, Four thousand four hundred thirteen dollars and 48 cents (\$ 4,413.48) per year.

As I testified in front of the Honorable President Judge in his chambers on Dec. 29, 2008. You can have the house tested for lead paint and asbestos at any time. However: I must inform you and I could not be clearer. You must provide me with living quarters in a ground floor with a garage due to my physical condition. The living quarters must allow pets, because I have a dog. You must also provide me with a very large storage space for my belongings and my daughter's

Page #1

belongings. You must pay for the rent of the living quarters and all the moving and storage expenses.

I must inform you that if you have the house tested. I will not return to occupy the house after they take samples of lead paint and after the asbestos is disturbed. Because of the serious health hazard, that creates the asbestos.

After the asbestos is disturbed, it will be your responsibility to have removed and dispose all the asbestos from the premises or to tear down the house in compliance with the Environmental Protection Agency (EPA)

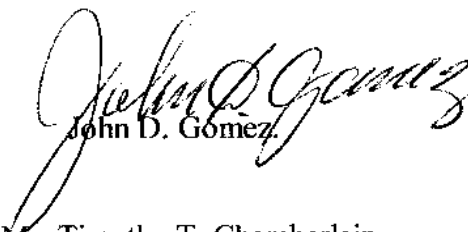
Because of the kind of work I did through out my entire life, I know very well of all the rules strictly enforced in asbestos removal by the (EPA) You can not afford to remove the asbestos or tear down the house. The costs are astronomical. If you do not follow the (EPA) rules, you will be charged with a criminal act.

In order to make legal the sale of the house, the Sheriff of Columbia County Mr. Timothy T. Chamberlain and you, must inform the prospective buyers of the house about my testimony on front of the judge concerning the lead paint and the asbestos. You must also inform and show them the contents of this letter.

I do not want to be part of ANY LEGAL RESPONSIBILITIES WHAT SO EVER at the present or in the future with the buyer or buyers in relation to the sale of the house and the land. You and the Columbia County Sheriff Mr. Timothy T. Chamberlain are the sellers. I informed you the conditions of the house and the materials used during the construction. You cannot say that you did not know, you were not aware or I did not inform you that the house contains a large amount of asbestos and lead paint through out the house. I gave you the chance to have the house tested for lead paint and asbestos, the rest is solely your responsibility.

During the appraisal of the house in 2002. The appraisals Mr. Kile for the defendant and Mr. Killian for the plaintiff were not informed of the asbestos and the lead paint. I just did not think at that time and escaped my mind. I was still recovering from very serious injuries I suffered in an accident.

Thank you very much.

  
John D. Gomez

Sent by:

Certified mail: The Sheriff of Columbia County Mr. Timothy T. Chamberlain.

Certified mail and regular correspondence: To Attorney Barry A. Lewis.

*Page #2.*

TIMOTHY T. CHAMBERLAIN



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

PHONE  
(570) 389-5622

24 HOUR PHONE  
(570) 704-6300

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

MARY C. SAN MARTIN (GOMEZ)

VS.

JOHN GOMEZ

WRIT OF EXECUTION #171 OF 2008 ED

POSTING OF PROPERTY

January 5, 2009 POSTED A COPY OF THE SHERIFF'S SALE BILL ON THE  
PROPERTY OF JOHN GOMEZ AT 75 LOWER HILLTOP ROAD BERWICK  
COLUMBIA COUNTY PENNSYLVANIA. SAID POSTING PERFORMED BY  
COLUMBIA COUNTY DEPUTY SHERIFF KRISTOPHER KEEFER.

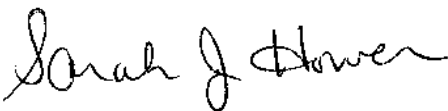
SO ANSWERS:

  
DEPUTY SHERIFF

  
TIMOTHY T. CHAMBERLAIN  
SHERIFF

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 7<sup>TH</sup> DAY OF JANUARY 2009



NOTARIAL SEAL  
SARAH J. HOWER, Notary Public  
Bloomsburg, Columbia County, PA  
My Commission Expires September 30, 2012

TIMOTHY T. CHAMBERLAIN



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

PHONE  
(570) 389-5622

24 HOUR PHONE  
(570) 784-6300

MARY C. SAN MARTIN (GOMEZ)

Docket # 171ED2008

VS

MORTGAGE FORECLOSURE

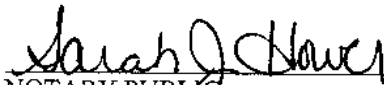
JOHN D. GOMEZ

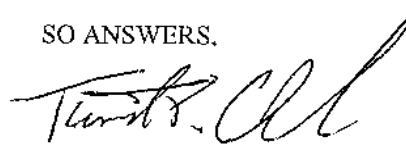
AFFIDAVIT OF SERVICE

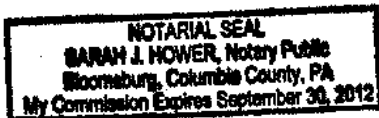
NOW, THIS THURSDAY, OCTOBER 30, 2008, AT 12:55 PM, SERVED THE WITHIN MORTGAGE FORECLOSURE UPON JOHN GOMEZ AT COLUMBIA COUNTY SHERIFF'S OFFICE, BLOOMSBURG BY HANDING TO JOHN GOMEZ, , A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT AND MADE KNOWN TO THEM THE CONTENTS THEREOF.

SO ANSWERS.

SWORN AND SUBSCRIBED BEFORE ME  
THIS FRIDAY, OCTOBER 31, 2008

  
NOTARY PUBLIC

  
SHERIFF TIMOTHY T. CHAMBERLAIN



# COLUMBIA COUNTY SHERIFF'S OFFICE

## PROCESS SERVICE ORDER

OFFICER: T. CHAMBERLAIN  
DATE RECEIVED 10/3/2008

SERVICE# 1 - OF - 13 SERVICES  
DOCKET # 171ED2008

PLAINTIFF MARY C. SAN MARTIN (GOMEZ)

DEFENDANT JOHN D. GOMEZ  
ATTORNEY FIRM HUMMEL & LEWIS, PC

PERSON/CORP TO SERVED
JOHN GOMEZ
75 LOWER HILLTOP ROAD
BERWICK

PAPERS TO SERVED  
MORTGAGE FORECLOSURE

SERVED UPON John Gomez

RELATIONSHIP \_\_\_\_\_ IDENTIFICATION \_\_\_\_\_

DATE 10-30 TIME 1255 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
<u>10-20-08</u>	<u>PM</u>	<u>DONCELO</u>	<u>u/c</u>
<u>10-21-08</u>	<u>1045</u>	<u>DONCELO</u>	<u>CARD STILL THERE</u>
<u>10-22-08</u>	<u>1100</u>	<u>DONCELO</u>	<u>" " "</u>
DEPUTY <u>KC</u>			DATE _____

DEF'S EX-WIFE SAYS HE IS IN HOUSE. HE WILL NOT  
COME TO THE DOOR!

PLEASE RETURN

Langsam & Borenstein LLC  
1616 Walnut Street Suite 812  
Philadelphia, PA 19103

Article Addressed to:

ENDER: COMPLETE THIS SECTION  
Complete items 1, 2, 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.

COMPLETE THIS SECTION ON DELIVERY

ENDER: COMPLETE THIS SECTION

Complete items 1, 2, 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.

Article Addressed to:

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF REVENUE-ATTN: SHERIFF SALE  
BUREAU OF COMPLIANCE  
CLEARANCE SUPPORT SECTION  
DEPARTMENT 281230  
HARRISBURG, PA 17128-1230

COMPLETE THIS SECTION ON DELIVERY

A. Signature *[Signature]* 171  
B. Received by (Printed Name) *[Signature]*  
C. Date of Delivery *OCT 16 2008*  
D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service Type  
☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.  
4. Restricted Delivery? (Extra Fee) ☐ Yes

Article Number  
(Transfer from service label)

7007 2560 0002 1259 8480

Return Receipt

102595-02-M-15

ENDER: COMPLETE THIS SECTION

Complete items 1, 2, 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.

Article Addressed to:

INTERNAL REVENUE SERVICE  
TECHNICAL SUPPORT GROUP  
WILLIAM GREEN FEDERAL BUILDING  
600 ARCH STREET ROOM 3259  
PHILADELPHIA, PA 19106

COMPLETE THIS SECTION ON DELIVERY

A. Signature *[Signature]* 171  
B. Received by (Printed Name) *[Signature]*  
C. Date of Delivery *OCT 16 2008*  
D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service Type  
☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.  
4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number  
(Transfer from service label)

7007 2560 0002 1259 8459

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-15

ENDER: COMPLETE THIS SECTION

■ Complete items 1, 2, 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 ADMINISTRATION  
PHILADELPHIA DISTRICT OFFICE  
ROBERT N.C. NIX FEDERAL BUILDING  
900 MARKET STREET-5<sup>TH</sup> FLOOR  
PHILADELPHIA, PA 19107

COMPLETE THIS SECTION ON DELIVERY

A. Signature *[Signature]* 171  
B. Received by (Printed Name) *[Signature]*  
C. Date of Delivery *10-16-08*  
D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service Type  
☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.  
4. Restricted Delivery? (Extra Fee) ☐ Yes

Article Number  
(Transfer from service label)

7007 2560 0002 1259 8466

S Form 3811, February 2004

Domestic Return Receipt

102595-02-M-15

ENDER: COMPLETE THIS SECTION

Complete items 1, 2, 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:

2. Article Number  
(Transfer from service label)

3. Service Type  
☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.  
4. Restricted Delivery? (Extra Fee) ☐ Yes

PHILA. PA 19103  
OCT 16 2008

ENDER: COMPLETE THIS SECTION

Complete items 1, 2, 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:

2. Article Number  
(Transfer from service label)

3. Service Type  
☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.  
4. Restricted Delivery? (Extra Fee) ☐ Yes

OFFICE OF FAIR  
DEPARTMENT OF PUBLIC WELFARE  
P.O. BOX 8016  
HARRISBURG, PA 17105

ENDER: COMPLETE THIS SECTION

Complete items 1, 2, 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:

2. Article Number  
(Transfer from service label)

3. Service Type  
☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.  
4. Restricted Delivery? (Extra Fee) ☐ Yes

PHILA. PA 19103  
OCT 16 2008

**JOAN ROTHERY  
BRIAR CREEK TOWNSHIP  
TAX COLLECTOR  
122 TWIN CHURCH ROAD  
BERWICK, PA 18603**

**570-759-2118  
570-759-1681 FAX**

TO: Jim Chamberlain

FAX: 389-5625

PAGES (INC COVER): 1

DATE: 10-30-08

John Gomez has paid  
all 2008 taxes.

Thanks!

Joan

# COLUMBIA COUNTY SHERIFF'S OFFICE

## PROCESS SERVICE ORDER

OFFICER: T. CHAMBERLAIN  
DATE RECEIVED 10/3/2008

SERVICE# 3 - OF - 13 SERVICES  
DOCKET # 171ED2008

PLAINTIFF MARY C. SAN MARTIN (GOMEZ)

DEFENDANT JOHN D. GOMEZ  
ATTORNEY FIRM HUMMEL & LEWIS, PC

FRIDAY

10:30 - 12:00

PERSON/CORP TO SERVED
BRIAR CREEK TOWNSHIP
6029 PARK ROAD
BERWICK

PAPERS TO SERVED  
MORTGAGE FORECLOSURE

SERVED UPON TOM ERDE - CHIEF OF POLICE

RELATIONSHIP \_\_\_\_\_ IDENTIFICATION \_\_\_\_\_

DATE 10-21-08 TIME 1415 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

10-21-08

DEPUTY

Paul Dell

DATE

10-21-08

# COLUMBIA COUNTY SHERIFF'S OFFICE

## PROCESS SERVICE ORDER

OFFICER: T. CHAMBERLAIN  
DATE RECEIVED 10/3/2008

SERVICE# 2 - OF - 13 SERVICES  
DOCKET # 171ED2008

PLAINTIFF MARY C. SAN MARTIN (GOMEZ)

DEFENDANT JOHN D. GOMEZ  
ATTORNEY FIRM HUMMEL & LEWIS, PC

<b>PERSON/CORP TO SERVED</b>
MARY C. SAN MARTIN
THE SHAIN BUILDING APT 12 100
MULBERRY
BERWICK

**PAPERS TO SERVED**  
MORTGAGE FORECLOSURE

*DOCK*  
*CODE 012*

*752-2015*

SERVED UPON MARY C SAN MARTIN

RELATIONSHIP \_\_\_\_\_ IDENTIFICATION \_\_\_\_\_

DATE 10-01-08 TIME 10:10 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
<u>10-10-08</u>	<u>1700</u>	<u>DANIEL</u>	<u>N/A</u>

DEPUTY *[Signature]* DATE 10-21-08



October 16, 2008

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

**MARY C. SAN MARTIN (GOMEZ)**

**VS.**

**JOHN D. GOMEZ**

**DOCKET # 171ED2008**

**JD # 403JD2001**

Dear Timothy:

The amount due on sewer account #201760 for the property located at 75 Lower Hilltop Road Berwick, Pa through March 31, 2009 is \$3294.32. This amount includes \$2000.00 for tapage fees to connection this property to the public sewer and also \$150.00 to satisfy a lien.

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

Sincerely,

  
Kelly Greer  
Authority Clerk

# COLUMBIA COUNTY SHERIFF'S OFFICE

## PROCESS SERVICE ORDER

OFFICER:  
DATE RECEIVED 10/3/2008

SERVICE# 7 - OF - 13 SERVICES  
DOCKET # 171ED2008

PLAINTIFF MARY C. SAN MARTIN (GOMEZ)

DEFENDANT JOHN D. GOMEZ  
ATTORNEY FIRM HUMMEL & LEWIS, PC

PERSON/CORP TO SERVED

DOMESTIC RELATIONS

15 PERRY AVE.

BLOOMSBURG

PAPERS TO SERVED

MORTGAGE FORECLOSURE

SERVED UPON Betty Beyers (Active Mgr)

RELATIONSHIP \_\_\_\_\_ IDENTIFICATION \_\_\_\_\_

DATE 10/10/08 TIME 1310 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

☒ OTHER (SPECIFY) Active Mgr.

ATTEMPTS  
DATE

TIME

OFFICER

REMARKS

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

DEPUTY

J. J. Perry DATE 10/10/08

# BRIAR CREEK TOWNSHIP

**150 MUNICIPAL ROAD  
BERWICK, PA 17603**

**OFFICE (570) 752-8262  
FAX (570) 759-1681**

## FACSIMILE COVER SHEET

THE INFORMATION CONTAINED IN THIS FACSIMILE IS LEGALLY  
PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR  
THE ADDRESSEE NAMED BELOW. IF THE READER OF THIS MESSAGE IS  
NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT  
ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS TELECOPY IS  
STRICTLY PROHIBITED.

TO: Jim FROM: BRIAR CREEK TOWNSHIP

FAX: 389-5625 PAGES: 2

RE: John Gurney DATE: 10-15-08

## BERWICK AREA SCHOOL DISTRICT

2008

SCHOOL REAL ESTATE DATE 07/01/2008 BILL

05408

Copy 1

## BRIAR CREEK TOWNSHIP

## MAKE CHECKS PAYABLE TO:

JOAN M. ROTHERY

122 TWIN CHURCH ROAD

BERWICK, PA 18603

DESCRIPTION	ASSESSMENT	RATE	2% DISC	FACE AMOUNT	10% PENALTY
REAL ESTATE	4715	48.1000	222.25	226.79	249.47
The 2% discount and 10% penalty have been computed for your convenience. Taxes are due now and payable. Prompt payment is requested. This tax notice must be returned with your payment. For a receipt, enclose a SASE.			222.25	226.79	249.47
			IF PAID ON OR BEFORE	IF PAID ON OR BEFORE	IF PAID AFTER
			Aug 31	Oct 31	Nov 1

## HOURS

Tue &amp; Wed 6pm-8pm

Wed 1pm-4pm and 6pm-8pm

Nov &amp; Dec: Wed hours only

PHONE 570-759-2118

NO REFUNDS UNDER \$5.00

PROPERTY DESCRIPTION		ACCT.
PARCEL 07 03A06200000		7615
LAND	4715.00	SCHOOL PENALTY 10%
20030-5247		DELINQUENT TAX TO
0.87 ACRES		COURTHOUSE DEC 15

MAKE SEPARATE CHECKS FOR SCHOOL PAYMENT

## BERWICK AREA SCHOOL DISTRICT

2008 SCHOOL REAL ESTATE DATE 07/01/2008 BILL# 005409

## BRIAR CREEK TOWNSHIP

## MAKE CHECKS PAYABLE TO:

JOAN M. ROTHERY

122 TWIN CHURCH ROAD

BERWICK, PA 18603

DESCRIPTION	ASSESSMENT	RATE	2% DISC	FACE AMOUNT	10% PENALTY
REAL ESTATE	55117	48.1000	2417.09	2466.42	2713.06
ASSESSED VALUE			2417.09	2466.42	2713.06
HOMESTEAD REDUCTION			IF PAID ON OR BEFORE	IF PAID ON OR BEFORE	IF PAID AFTER
GAMING REVENUES			Aug 31	Oct 31	Nov 1
TAXABLE ASSESSMENT					

## HOURS

Tue &amp; Wed 6pm-8pm

Wed 1pm-4pm and 6pm-8pm

Nov &amp; Dec: Wed hours only

PHONE 570-759-2118

NO REFUNDS UNDER \$5.00

PROPERTY DESCRIPTION		ACCT.
PARCEL 07 03A05500000		7609
75 LOWER HILL TOP RD	15250.00	SCHOOL PENALTY 10%
0269-0009	39867.00	DELINQUENT TAX TO
3.18 ACRES		COURTHOUSE DEC 15

MAKE SEPARATE CHECKS FOR SCHOOL PAYMENT

COPY

# COLUMBIA COUNTY SHERIFF'S OFFICE

## PROCESS SERVICE ORDER

OFFICER: T. CHAMBERLAIN  
DATE RECEIVED 10/3/2008

SERVICE# 5 - OF - 13 SERVICES  
DOCKET # 171ED2008

PLAINTIFF MARY C. SAN MARTIN (GOMEZ)

DEFENDANT JOHN D. GOMEZ  
ATTORNEY FIRM HUMMEL & LEWIS, PC

**PERSON/CORP TO SERVED**

JOAN ROTHERY-TAX COLLECTOR  
122 TWIN CHURCH ROAD  
BERWICK

**PAPERS TO SERVED**

MORTGAGE FORECLOSURE

SERVED UPON Posted

RELATIONSHIP \_\_\_\_\_ IDENTIFICATION \_\_\_\_\_

DATE 10/10/08 TIME 1615 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

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

DEPUTY

1 Per [Signature]

DATE 10.10.08

# COLUMBIA COUNTY SHERIFF'S OFFICE

## PROCESS SERVICE ORDER

OFFICER: T. CHAMBERLAIN  
DATE RECEIVED 10/3/2008

SERVICE# 6 - OF - 13 SERVICES  
DOCKET # 171ED2008

PLAINTIFF MARY C. SAN MARTIN (GOMEZ)

DEFENDANT JOHN D. GOMEZ  
ATTORNEY FIRM HUMMEL & LEWIS, PC

<b>PERSON/CORP TO SERVED</b>
------------------------------

BERWICK SEWER
---------------

1108 FREAS AVE
----------------

BERWICK
---------

**PAPERS TO SERVED**

MORTGAGE FORECLOSURE

SERVED UPON Gloria Gomez

RELATIONSHIP MCR IDENTIFICATION \_\_\_\_\_

DATE 10-10-08 TIME 1450 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

_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

DEPUTY

[Signature]

DATE 10-10-08

JUNTY OF COLUMBIA  
REAL ESTATE TAX CERTIFICATION

Date: 10/10/2008

Fee: \$5.00

Cert. NO: 5280

GOMEZ JOHN DAVID  
75 LOWER HILLTOP ROAD  
BERWICK PA 18603

District: BRIARCREEK TWP  
Deed: 20081 -0391  
Location: 75 LOWER HILL TOP RD  
Parcel Id:07 -03A-055-00,000

Assessment: 55,117  
Balances as of 10/10/2008

YEAR	TAX TYPE	TAX AMOUNT	PENALTY	DISCOUNT	PAID	BALANCE
	NO TAX CLAIM TAXES DUE					

By: Timothy T. Chamberlain, Sheriff Per: dm.

COUNTY OF COLUMBIA  
REAL ESTATE TAX CERTIFICATION

Date: 10/10/2008

Fee: \$5.00

Cert. NO: 5281

GOMEZ JOHN D  
75 LOWER HILLTOP RD  
BERWICK PA 18603

District: BRIARCREEK TWP  
Deed: 20030 -5247  
Location: TRACT 5  
Parcel Id: 07 -03A-062-00,000

Assessment: 4,715  
Balances as of 10/10/2008

YEAR	TAX TYPE	TAX AMOUNT	PENALTY	DISCOUNT	PAID	BALANCE
	NO TAX CLAIM TAXES DUE					

By: Timothy T. Chamberlain, Sheriff Per: dm.

# COLUMBIA COUNTY SHERIFF'S OFFICE

## PROCESS SERVICE ORDER

OFFICER:  
DATE RECEIVED 10/3/2008

SERVICE# 10 - OF - 13 SERVICES  
DOCKET # 171ED2008

PLAINTIFF MARY C. SAN MARTIN (GOMEZ)

DEFENDANT JOHN D. GOMEZ  
ATTORNEY FIRM HUMMEL & LEWIS, PC

PERSON/CORP TO SERVED
COLUMBIA COUNTY TAX CLAIM
PO BOX 380
BLOOMSBURG

PAPERS TO SERVED  
MORTGAGE FORECLOSURE

SERVED UPON RENAE NEWHART

RELATIONSHIP OFFICE MANAGER IDENTIFICATION \_\_\_\_\_

DATE 10/10/08 TIME 1250 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 \_\_\_\_\_

(E) OTHER (SPECIFY) SERVED ON TAX  
OFFICE MANAGER

ATTEMPTS	DATE	TIME	OFFICER	REMARKS
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

DEPUTY B. J. Carroll DATE 10/10/08

# REAL ESTATE OUTLINE

ED # 171-08

DATE RECEIVED 10-3-08  
DOCKET AND INDEX 10-10-08

## CHECK FOR PROPER INFO.

WRIT OF EXECUTION	<input checked="" type="checkbox"/>	
COPY OF DESCRIPTION	<input checked="" type="checkbox"/>	
WHEREABOUTS OF LKA	<input checked="" type="checkbox"/>	
NON-MILITARY AFFIDAVIT	<input checked="" type="checkbox"/>	
NOTICES OF SHERIFF SALE	<input checked="" type="checkbox"/>	
WAIVER OF WATCHMAN	<input checked="" type="checkbox"/>	
AFFIDAVIT OF LIENS LIST	<input checked="" type="checkbox"/>	
CHECK FOR \$1,350.00 OR _____	<input checked="" type="checkbox"/>	CK# <u>3424</u>

**\*\*IF ANY OF ABOVE IS MISSING DO NOT PROCEED\*\***

SALE DATE	<u>Feb. 4, 09</u>	TIME <u>0930</u>
POSTING DATE	<u>Jan 15, 09</u>	
ADV. DATES FOR NEWSPAPER	1 <sup>ST</sup> WEEK <u>Jan 14</u>	
	2 <sup>ND</sup> WEEK <u>21</u>	
	3 <sup>RD</sup> WEEK <u>28, 09</u>	

# SHERIFF'S SALE

WEDNESDAY FEBRUARY 4, 2009 AT 9:30 AM

BY VIRTUE OF A WRIT OF EXECUTION NO. 171 OF 2008 ED AND CIVIL WRIT NO. 403 OF 2001 JD ISSUED OUT OF THE COURT OF COMMON PLEAS OF COLUMBIA COUNTY, CIVIL DIVISION, TO ME DIRECTED, THERE WILL BE EXPOSED TO PUBLIC SALE, BY VENUE OR OUTCRY TO THE HIGHEST BIDDER, FOR CASH, IN A COURTROOM OR SHERIFF'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:

1. 75 Lower Hilltop Road, Berwick, Pennsylvania.

ALL those two certain lots, pieces or parcels of land situate in the Township of Briar Creek, County of Columbia and State of Pennsylvania, bounded and described as follows, to-wit:

TRACT NO. 1: BEGINNING at a point on the westerly side of Hilltop Road at the southeasterly corner of other land of John David Gomez and Maria Gomez, his wife, grantees herein; thence along the westerly side of Hilltop Road south 18 degrees 23 minutes 37 seconds west 40 feet to a point; thence along the northerly side of John Dockey north 83 degrees 03 minutes 07 seconds west 228.30 feet to a point; thence south 7 degrees 36 minutes 53 seconds west 100.00 feet to a point; thence north 80 degrees 25 minutes 31 seconds west 104.64 feet to a point in the easterly line of Rodney Davis; thence along the easterly line of Rodney Davis north 7 degrees 36 minutes 53 seconds east 94.40 feet to a point; thence continuing along same north 13 degrees 31 minutes 53 seconds east 40 feet to a point; thence south 83 degrees 03 minutes 07 seconds east 332 feet more or less to the place of beginning.

TRACT NO. 2: BEGINNING at a point on the easterly line of Rodney Davis at the northwesterly corner of land of John David Gomez and Maria Gomez, his wife, thence along said Davis north 28 degrees 20 minutes 53 seconds east 40 feet to a point; thence south 78 degrees

13 minutes east 65 feet to a point on a proposed road; thence at right angles to the last course herein 40 feet more or less to the northerly line of other land of said Gomez; thence along said land north 78 degrees 13 minutes west 75 feet more or less to the place of beginning.

2. Parcel with Tax Identification Number 07 03 A 062 00000.

ALL that certain lot, piece or parcel of land situate in the Township of Brian Creek, County of Columbia and State of Pennsylvania, bounded and described as follows, to-wit:

TRACT NO 5: BEGINNING at a point at the southwest corner of Robert Eddinger and the northwesterly corner of Anthony N. Magrone and Norma J. Magrone, his wife; THENCE along the westerly line of said Magrone South 33 degrees 57 minutes West 150 feet to a point in the northerly line of a proposed road; THENCE along the northerly line of said proposed road North 78 degrees 13 minutes West 160 feet, more or less, to a point in the easterly line of Rodney Davis; THENCE along the easterly line of said Davis, North 28 degrees 20 minutes 53 seconds East 190 feet, more or less, to a point in the southerly line of a proposed road; THENCE along the southerly line of said proposed road North 58 degrees 34 minutes East 113.22 feet to a point; THENCE continuing along the southerly line of said proposed road North 76 degrees 37 minutes East 60.35 feet to the northwesterly corner of Robert Eddinger; THENCE along the westerly line of said Eddinger South 6 degrees 37 minutes West 150 feet to the place of beginning CONTAINING .8659 acres to be the same, more or less.

## 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.

**IMPORTANT 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  
Barry Lewis  
3 East 5<sup>th</sup> Street  
Bloomsburg, PA 17815

Sheriff of Columbia County  
Timothy T. Chamberlain  
[www.sheriffofcolumbiacounty.com](http://www.sheriffofcolumbiacounty.com)

# SHERIFF'S SALE

WEDNESDAY FEBRUARY 4, 2009 AT 9:30 AM

BY VIRTUE OF A WRIT OF EXECUTION NO. 171 OF 2008 ED AND CIVIL WRIT NO. 403 OF 2001 JD ISSUED OUT OF THE COURT OF COMMON PLEAS OF COLUMBIA COUNTY, CIVIL DIVISION, TO ME DIRECTED, THERE WILL BE EXPOSED TO PUBLIC SALE, BY VENUE OR OUTCRY TO THE HIGHEST BIDDER, FOR CASH, IN A COURTROOM OR SHERIFF'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:

1. 75 Lower Hilltop Road, Berwick, Pennsylvania.

ALL those two certain lots, pieces or parcels of land situate in the Township of Briar Creek, County of Columbia and State of Pennsylvania, bounded and described as follows, to wit:

TRACT NO. 1: BEGINNING at a point on the westerly side of Hilltop Road at the southeasterly corner of other land of John David Gomez and Maria Gomez, his wife, grantees herein; thence along the westerly side of Hilltop Road south 18 degrees 23 minutes 37 seconds west 40 feet to a point; thence along the northerly side of John Dockey north 83 degrees 03 minutes 07 seconds west 228.30 feet to a point; thence south 7 degrees 36 minutes 53 seconds west 100.00 feet to a point; thence north 80 degrees 25 minutes 31 seconds west 104.64 feet to a point in the easterly line of Rodney Davis; thence along the easterly line of Rodney Davis north 7 degrees 36 minutes 53 seconds east 94.40 feet to a point; thence continuing along same north 13 degrees 31 minutes 53 seconds east 40 feet to a point; thence south 83 degrees 03 minutes 07 seconds east 332 feet more or less to the place of beginning.

TRACT NO. 2: BEGINNING at a point on the easterly line of Rodney Davis at the northwesterly corner of land of John David Gomez and Maria Gomez, his wife, thence along said Davis north 28 degrees 20 minutes 53 seconds east 40 feet to a point; thence south 78 degrees

13 minutes east 65 feet to a point on a proposed road; thence at right angles to the last course herein 40 feet more or less to the northerly line of other land of said Gomez; thence along said land north 78 degrees 13 minutes west 75 feet more or less to the place of beginning.

2. Parcel with Tax Identification Number 07 03 A 062 00000.

ALL that certain lot, piece or parcel of land situate in the Township of Brian Creek, County of Columbia and State of Pennsylvania, bounded and described as follows, to-wit:

TRACT NO 5: BEGINNING at a point at the southwesterly corner of Robert Eddinger and the northwesterly corner of Anthony N. Magrone and Norma J. Magrone, his wife; THENCE along the westerly line of said Magrone South 33 degrees 57 minutes West 150 feet to a point in the northerly line of a proposed road; THENCE along the northerly line of said proposed road North 78 degrees 13 minutes West 160 feet, more or less, to a point in the easterly line of Rodney Davis; THENCE along the easterly line of said Davis, North 28 degrees 20 minutes 53 seconds East 190 feet, more or less, to a point in the southerly line of a proposed road; THENCE along the southerly line of said proposed road North 58 degrees 34 minutes East 113.22 feet to a point; THENCE continuing along the southerly line of said proposed road North 76 degrees 37 minutes East 60.35 feet to the northwesterly corner of Robert Eddinger; THENCE along the westerly line of said Eddinger South 6 degrees 37 minutes West 150 feet to the place of beginning CONTAINING .8659 acres to be the same, more or less.

## 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.

**IMPORTANT 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  
Barry Lewis  
3 East 5<sup>th</sup> Street  
Bloomsburg, PA 17815

Sheriff of Columbia County  
Timothy T. Chamberlain  
[www.sheriffofcolumbiacounty.com](http://www.sheriffofcolumbiacounty.com)

HUMMEL & LEWIS, LLP  
Barry A. Lewis, Esquire  
I.D. No. 72843  
3 East Fifth Street  
Bloomsburg, PA 17815  
(570) 784-7666

Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF THE 26<sup>TH</sup> JUDICIAL DISTRICT  
COLUMBIA COUNTY BRANCH, PENNSYLVANIA

MARY C. SAN MARTIN (GOMEZ),  
PLAINTIFF

vs.

JOHN D. GOMEZ,  
DEFENDANT

: ED NO. - 2008  
:  
: CIVIL ACTION - LAW  
:

: NO. 403 - CV - 2001  
: *2008-ED-171*  
:

WRIT OF EXECUTION

To the Sheriff of Columbia County:

To satisfy the judgment, interest and costs in the above matter, you are directed to levy upon and sell the following described properties: (See attached)

Amount due	\$236,240.64
Costs to be added	<u>1,392.50</u>
Total Real Debt	\$237,633.14

Tam B Kline  
PROTHONOTARY

Kelly P Brewer  
DEPUTY

Dated: 10-6, 2008

## PROPERTY DESCRIPTIONS

### 1. 75 Lower Hilltop Road, Berwick, Pennsylvania.

ALL those two certain lots, pieces or parcels of land situate in the Township of Briar Creek, County of Columbia and State of Pennsylvania, bounded and described as follows, to wit:

TRACT NO. 1: BEGINNING at a point on the westerly side of Hilltop Road at the southeasterly corner of other land of John David Gomez and Maria Gomez, his wife, grantees herein; thence along the westerly side of Hilltop Road south 18 degrees 23 minutes 37 seconds west 40 feet to a point; thence along the northerly side of John Dockey north 83 degrees 03 minutes 07 seconds west 228.30 feet to a point; thence south 7 degrees 36 minutes 53 seconds west 100.00 feet to a point; thence north 80 degrees 25 minutes 31 seconds west 104.64 feet to a point in the easterly line of Rodney Davis; thence along the easterly line of Rodney Davis north 7 degrees 36 minutes 53 seconds east 94.40 feet to a point; thence continuing along same north 13 degrees 31 minutes 53 seconds east 40 feet to a point; thence south 83 degrees 03 minutes 07 seconds east 332 feet more or less to the place of beginning.

TRACT NO. 2: BEGINNING at a point on the easterly line of Rodney Davis at the northwesterly corner of land of John David Gomez and Maria Gomez, his wife, thence along said Davis north 28 degrees 20 minutes 53 seconds east 40 feet to a point; thence south 78 degrees 13 minutes east 65 feet to a point on a proposed road; thence at right angles to the last course herein 40 feet more or less to the northerly line of other land of said Gomez; thence along said land north 78 degrees 13 minutes west 75 feet more or less to the place of beginning.

### 2. Parcel with Tax Identification Number 07 03 A 062 00000.

ALL that certain lot, piece or parcel of land situate in the Township of Brian Creek, County of Columbia and State of Pennsylvania, bounded and described as follows, to-wit:

TRACT NO 5: BEGINNING at a point at the southwest corner of Robert Eddinger and the northwesterly corner of Anthony N. Magrone and Norma J. Magrone, his wife; THENCE along the westerly line of said Magrone South 33 degrees 57 minutes West 150 feet to a point in the northerly line of a proposed road; THENCE along the northerly line of said proposed road North 78 degrees 13 minutes West 160 feet, more or less, to a point in the easterly line of Rodney Davis; THENCE along the easterly line of said Davis, North 28 degrees 20 minutes 53 seconds East 190 feet, more or less, to a point in the southerly line of a proposed road; THENCE along the southerly line of said proposed road North 58 degrees 34 minutes East 113.22 feet to a point; THENCE continuing along the southerly line of said proposed road North 76 degrees 37 minutes East 60.35 feet to the northwesterly corner of Robert Eddinger; THENCE along the westerly line of said Eddinger South 6 degrees 37 minutes West 150 feet to the place of beginning  
CONTAINING .8659 acres to be the same, more or less.

**HUMMEL & LEWIS, LLP**  
**Barry A. Lewis, Esquire**  
**I.D. No. 72843**  
**3 East Fifth Street**  
**Bloomsburg, PA 17815**  
**(570) 784-7666**

Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF THE 26<sup>TH</sup> JUDICIAL DISTRICT  
COLUMBIA COUNTY BRANCH, PENNSYLVANIA

MARY C. SAN MARTIN (GOMEZ),  
PLAINTIFF

vs.

JOHN D. GOMEZ,  
DEFENDANT

: ED NO. - 2008  
:  
: CIVIL ACTION - LAW  
:  
: NO. 403 - CV - 2001

: *2008 ED 171*  
:

**WRIT OF EXECUTION**

**NOTICE**

This paper is a Writ of Execution. It has been issued because there is a judgment against you. It may cause your property to be held or taken to pay the judgment. You may have legal rights to prevent your property from being taken. A lawyer can advise you more specifically of these rights. If you wish to exercise your rights, you must act promptly.

The law provides that certain property cannot be taken. Such property is said to be exempt. There is a debtor's exemption of \$300.00. There are other exemptions which may be applicable to you. Attached is a summary of some of the major exemptions. You may have other exemptions or other rights.

If you have an exemption, you should do the following promptly: (1) Fill out the attached claim form and demand for a prompt hearing. (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to the court ready to explain your exemption. If you do not come to court and prove your exemption, you may lose some of your property.

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

NORTH PENN LEGAL SERVICES  
168 EAST FIFTH STREET  
BLOOMSBURG, PA 17815  
(570) 784-8760

HUMMEL & LEWIS, LLP  
Barry A. Lewis, Esquire  
I.D. No. 72843  
3 East Fifth Street  
Bloomsburg, PA 17815  
(570) 784-7666

Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF THE 26<sup>TH</sup> JUDICIAL DISTRICT  
COLUMBIA COUNTY BRANCH, PENNSYLVANIA

MARY C. SAN MARTIN (GOMEZ),  
PLAINTIFF

vs.

JOHN D. GOMEZ,  
DEFENDANT

: ED NO. - 2008  
:  
: CIVIL ACTION - LAW  
:

: NO. 403 - CV - 2001  
:

: *2008-ED-171*  
:

WRIT OF EXECUTION

To the Sheriff of Columbia County:

To satisfy the judgment, interest and costs in the above matter, you are directed to levy upon and sell the following described properties: (See attached)

Amount due	\$236,240.64
Costs to be added	<u>1,392.50</u>
Total Real Debt	\$237,633.14

\_\_\_\_\_  
PROTHONOTARY

\_\_\_\_\_  
DEPUTY

Dated: \_\_\_\_\_, 2008

HUMMEL & LEWIS, LLP  
Barry A. Lewis, Esquire  
I.D. No. 72843  
3 East Fifth Street  
Bloomsburg, PA 17815  
(570) 784-7666

Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF THE 26<sup>TH</sup> JUDICIAL DISTRICT  
COLUMBIA COUNTY BRANCH, PENNSYLVANIA

MARY C. SAN MARTIN (GOMEZ),  
PLAINTIFF

vs.

JOHN D. GOMEZ,  
DEFENDANT

: ED NO. - 2008  
:  
: CIVIL ACTION - LAW  
:  
: NO. 403 - CV - 2001

: *2008-ED-171*  
:

**PLAINTIFF'S WRITTEN NOTICE OF SHERIFF'S  
SALE OF REAL PROPERTY**

By virtue of a Writ of Execution issuing out of the Court of Common Pleas of Columbia County, Term 2001, No. 403 to me directed, there will be exposed to public sale on \_\_\_\_\_, 2008, at \_\_\_\_\_ o'clock, \_\_\_\_ M., at the premises located next to 75 Lower Hilltop Road, Berwick, Pennsylvania (Tax ID Number 07 03 A 062 00000)(known as Tract Number 5), including the personal property, seized and taken in execution as the property of John D. Gomez.

All parties in interest and Claimants will take notice that a schedule of distribution will be filed on \_\_\_\_\_, 2008, and that distribution will be made in accordance with the schedule unless exceptions are filed thereto within ten days thereafter.

Dated: \_\_\_\_\_

\_\_\_\_\_  
SHERIFF

## PROPERTY DESCRIPTIONS

1. 75 Lower Hilltop Road, Berwick, Pennsylvania.

ALL those two certain lots, pieces or parcels of land situate in the Township of Briar Creek, County of Columbia and State of Pennsylvania, bounded and described as follows, to wit:

TRACT NO. 1: BEGINNING at a point on the westerly side of Hilltop Road at the southeasterly corner of other land of John David Gomez and Maria Gomez, his wife, grantees herein; thence along the westerly side of Hilltop Road south 18 degrees 23 minutes 37 seconds west 40 feet to a point; thence along the northerly side of John Dockey north 83 degrees 03 minutes 07 seconds west 228.30 feet to a point; thence south 7 degrees 36 minutes 53 seconds west 100.00 feet to a point; thence north 80 degrees 25 minutes 31 seconds west 104.64 feet to a point in the easterly line of Rodney Davis; thence along the easterly line of Rodney Davis north 7 degrees 36 minutes 53 seconds east 94.40 feet to a point; thence continuing along same north 13 degrees 31 minutes 53 seconds east 40 feet to a point; thence south 83 degrees 03 minutes 07 seconds east 332 feet more or less to the place of beginning.

TRACT NO. 2: BEGINNING at a point on the easterly line of Rodney Davis at the northwesterly corner of land of John David Gomez and Maria Gomez, his wife, thence along said Davis north 28 degrees 20 minutes 53 seconds east 40 feet to a point; thence south 78 degrees 13 minutes east 65 feet to a point on a proposed road; thence at right angles to the last course herein 40 feet more or less to the northerly line of other land of said Gomez; thence along said land north 78 degrees 13 minutes west 75 feet more or less to the place of beginning.

2. Parcel with Tax Identification Number 07 03 A 062 00000.

ALL that certain lot, piece or parcel of land situate in the Township of Brian Creek, County of Columbia and State of Pennsylvania, bounded and described as follows, to-wit:

TRACT NO 5: BEGINNING at a point at the southwesterly corner of Robert Eddinger and the northwesterly corner of Anthony N. Magrone and Norma J. Magrone, his wife; THENCE along the westerly line of said Magrone South 33 degrees 57 minutes West 150 feet to a point in the northerly line of a proposed road; THENCE along the northerly line of said proposed road North 78 degrees 13 minutes West 160 feet, more or less, to a point in the easterly line of Rodney Davis; THENCE along the easterly line of said Davis, North 28 degrees 20 minutes 53 seconds East 190 feet, more or less, to a point in the southerly line of a proposed road; THENCE along the southerly line of said proposed road North 58 degrees 34 minutes East 113.22 feet to a point; THENCE continuing along the southerly line of said proposed road North 76 degrees 37 minutes East 60.35 feet to the northwesterly corner of Robert Eddinger; THENCE along the westerly line of said Eddinger South 6 degrees 37 minutes West 150 feet to the place of beginning  
CONTAINING .8659 acres to be the same, more or less.

HUMMEL & LEWIS, LLP  
Barry A. Lewis, Esquire  
I.D. No. 72843  
3 East Fifth Street  
Bloomsburg, PA 17815  
(570) 784-7666

Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF THE 26<sup>TH</sup> JUDICIAL DISTRICT  
COLUMBIA COUNTY BRANCH, PENNSYLVANIA

MARY C. SAN MARTIN (GOMEZ),  
PLAINTIFF

vs.

JOHN D. GOMEZ,  
DEFENDANT

: ED NO. - 2008  
:  
: CIVIL ACTION - LAW  
:  
: NO. 403 - CV - 2001

: *REC'D ED - 1/11*

**CLAIM FOR EXEMPTION**

To the Sheriff:

I, the above-named Defendant, claim exemption of property from levy or attachment:

(1) From my personal property in my possession which has been levied upon:

(a) I desire that my \$300.00 statutory exemption be:

(i) \_\_\_\_\_ set aside in kind (specify property to be set aside in kind):  
\_\_\_\_\_

(ii) \_\_\_\_\_ paid in cash following the sale of the property levied upon; or

(b) I claim the following exemption (specify property and basis of exemption):  
\_\_\_\_\_  
\_\_\_\_\_

(2) From my property which is in the possession of a third party. I claim the following exemptions:

(a) my \$300.00 statutory exemption: \_\_\_\_\_ in cash; \_\_\_\_\_ in kind (specify property):  
\_\_\_\_\_

(b) Social Security benefits on deposit in the amount of \$ \_\_\_\_\_ ;

(c) other (specify amount and basis of exemption): \_\_\_\_\_

\_\_\_\_\_

I request a prompt court hearing to determine the exemption. Notice of the hearing should be given to me at: 75 Lower Hilltop Road, Berwick, Pennsylvania 18603. Telephone No.: \_\_\_\_\_

I verify that the statements made in this Claim for Exemption are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

Dated: \_\_\_\_\_

\_\_\_\_\_  
JOHN D. GOMEZ, DEFENDANT

THIS CLAIM TO BE FILED WITH THE  
OFFICE OF THE SHERIFF OF  
COLUMBIA COUNTY

Timothy Chamberlain, Sheriff  
Sheriff's Office  
Columbia County Courthouse  
P.O. Box 380  
Bloomsburg, PA 17815  
(570) 389-5622

**MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND  
FEDERAL LAW**

1. \$300.00 statutory exemption
2. Bibles, school books, sewing machines, uniforms and equipment
3. Most wages and unemployment compensation
4. Social Security benefits
5. Certain retirement funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance proceeds
8. Such other exemptions as may be provided by law

HUMMEL & LEWIS, LLP  
Barry A. Lewis, Esquire  
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Bloomsburg, PA 17815  
(570) 784-7666

Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF THE 26<sup>TH</sup> JUDICIAL DISTRICT  
COLUMBIA COUNTY BRANCH, PENNSYLVANIA

MARY C. SAN MARTIN (GOMEZ),	:	ED NO.	- 2008
PLAINTIFF	:		
	:	CIVIL ACTION - LAW	
vs.	:		
	:	NO. 403 - CV - 2001	
JOHN D. GOMEZ,	:	<i>AC 8-ED-1711</i>	
DEFENDANT	:		

**PLAINTIFF'S AFFIDAVIT AS TO PARTIES INTERESTED IN  
SHERIFF'S SALE OF REAL PROPERTY LOCATED AT  
75 LOWER HILLTOP ROAD, BERWICK, PENNSYLVANIA**

1. MARY C. SAN MARTIN (GOMEZ), Plaintiff in the above action, set forth as of the date the Praecipe for Writ of Execution was filed, the following information concerning the real property located at 75 Lower Hilltop Road, Berwick, Columbia County, Pennsylvania:

1. Name and address of Owners: John D. Gomez, 75 Lower Hilltop Road, Berwick, PA 18603.

2. Name and address of Defendant in the judgment: John D. Gomez, 75 Lower Hilltop Road, Berwick, PA 18603.

3. Name and last known address of every judgment creditor whose judgment is a record lien on the real property to be sold: Mary C. San Martin, The Shain Building, Apartment 12, 100 Mulberry Street, Berwick, PA 18603; Briar Creek Township, 6029 Park Road, Berwick, PA 18603; and Langsam Borenstein, LLC, 1616 Walnut Street, Suite 812, Philadelphia, PA 19103.

4. Name of the last recorded holder of every mortgage of record: None.

5. Name and address of every other person who has any record lien on their 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: None.

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: None.

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. Cons. Stat. §4904 relating to unsworn falsification to authorities.

Dated:

10/1/08

Mary C. San Martin  
MARY C. SAN MARTIN (GOMEZ)

**Mary C Gomez vs. John David Gomez**

Filed: 4/10/2001  
 Subtype: Divorce Complaint

Physical File: Y      Appealed: N

Comment: Divorce

Payments	Receipt	Date	Type	Amount
Dennehy, Michael P Esq (other p	10407	11/10/2004	Civil Filing	19.50
	10408	11/10/2004	Civil Filing	19.50
Gomez, John D	424	1/17/2002	Trust	300.00
	7377	9/9/2002	Trust	1500.00
Gomez, John D (defendant)	4357	7/3/2007	Civil Filing	20.00
	7405	11/13/2007	Civil Filing	20.00
	7582	8/16/2004	Civil Filing	45.00
	9211	10/6/2004	Civil Filing	47.00
Gomez, John David (defendant)	5480	8/29/2008	Civil Filing	20.00
Greg Moro Esquire	6762	8/20/2002	Miscellaneous	3.00
Subpoena	3.00			
Hummel & Lewis	285	1/11/2002	Miscellaneous	6.00
Subpoena	6.00			
	1436	2/21/2002	Civil Filing	20.00
	1488	3/16/2006	Civil Filing	20.00
	1578	3/22/2006	Miscellaneous	12.00
Certification	12.00			
	3262	5/16/2008	Civil Filing	14.00
	3263	5/16/2008	Civil Filing	14.00
	4904	5/16/2005	Miscellaneous	4.00
Certification	4.00			
	6078	9/17/2007	Civil Filing	20.00
	7719	9/20/2002	Miscellaneous	3.00
Subpoena	3.00			
	8126	10/3/2002	Miscellaneous	3.00
Subpoena	3.00			
	1003109	5/29/2001	Miscellaneous	9.00
Subpoena	9.00			
Hummel & Lewis/Retake Maider	7637	9/18/2002	Miscellaneous	22.00
Certification	12.00			
Misc Fee	10.00			
Hummel, Cleveland C Esq (attor	616	1/29/2008	Civil Filing	20.00
	2381	3/21/2003	Civil Filing	20.00
	2643	4/21/2008	Civil Filing	20.00
	6211	10/3/2008	Civil Filing	20.00
	7643	8/17/2004	Civil Filing	45.00
	1001642	4/10/2001	Civil Filing	125.50
	1002078	4/25/2001	Civil Filing	20.00

Total 2411.50

*Writ  
Satisfy*

*2300 pd  
700*

TIMOTHY T. CHAMBERLAIN



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

PHONE  
(570) 389-5622

24 HOUR PHONE  
(570) 784-6300

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FACSIMILE TRANSMITTAL SHEET

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TO:	Atty Smith	FROM:	Sarah
COMPANY:		DATE:	2-2-09
FAX NUMBER:	387-8132	TOTAL NO. OF PAGES INCLUDING COVER:	7
PHONE NUMBER:		SENDER'S REFERENCE NUMBER:	
RE:		YOUR REFERENCE NUMBER:	

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☐ URGENT    ☐ FOR REVIEW    ☐ PLEASE COMMENT    ☐ PLEASE REPLY    ☐ PLEASE RECYCLE

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NOTES/COMMENTS:

ATTACHED ARE DOCUMENTS FROM THE COLUMBIA COUNTY SHERIFF'S OFFICE. IF YOU HAVE ANY QUESTIONS CONCERNING THESE DOCUMENTS, PLEASE CALL 570.389.5622. THANK YOU.

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**HUMMEL & LEWIS, LLP**  
**Barry A. Lewis, Esquire**  
**I.D. No. 72843**  
**3 East Fifth Street**  
**Bloomsburg, PA 17815**  
**(570) 784-7666**

Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF THE 26<sup>TH</sup> JUDICIAL DISTRICT  
COLUMBIA COUNTY BRANCH, PENNSYLVANIA

MARY C. SAN MARTIN (GOMEZ),	:	ED NO.	- 2008
PLAINTIFF	:		
	:	CIVIL ACTION - LAW	
vs.	:		
	:	NO. 403 - CV - 2001	
JOHN D. GOMEZ,	:	<i>NOTED - 171</i>	
DEFENDANT	:		

**PLAINTIFF'S AFFIDAVIT AS TO PARTIES INTERESTED IN**  
**SHERIFF'S SALE OF REAL PROPERTY LOCATED NEXT TO 75 LOWER HILLTOP**  
**ROAD, BERWICK, PENNSYLVANIA (TAX ID 07 03 A 062 00000)**

I, MARY C. SAN MARTIN (GOMEZ), Plaintiff in the above action, set forth as of the date the Praecipe for Writ of Execution was filed, the following information concerning the real property located next to 75 Lower Hilltop Road, Berwick, Columbia County, Pennsylvania (with a Tax Identification Number of 07 03 A 062 00000)(known as Tract Number 5):

1. Name and address of Owners: John D. Gomez, 75 Lower Hilltop Road, Berwick, PA 18603.
2. Name and address of Defendant in the judgment: John D. Gomez, 75 Lower Hilltop Road, Berwick, PA 18603.
3. Name and last known address of every judgment creditor whose judgment is a record lien on the real property to be sold: Mary C. San Martin, The Shain Building, Apartment 12, 100 Mulberry Street, Berwick, PA 18603; Briar Creek Township, 6029 Park Road, Berwick, PA 18603; and Langsam Borenstein, LLC, 1616 Walnut Street, Suite 812, Philadelphia, PA 19103.
4. Name of the last recorded holder of every mortgage of record: None.

5. Name and address of every other person who has any record lien on their 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: Mary C. San Martin, The Shain Building, Apartment 12, 100 Mulberry 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: None.

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. Cons. Stat. §4904 relating to unsworn falsification to authorities.

Dated: \_\_\_\_\_

10/1/08

  
MARY C. SAN MARTIN (GOMEZ)

## PROPERTY DESCRIPTIONS

1. 75 Lower Hilltop Road, Berwick, Pennsylvania.

ALL those two certain lots, pieces or parcels of land situate in the Township of Briar Creek, County of Columbia and State of Pennsylvania, bounded and described as follows, to wit:

TRACT NO. 1: BEGINNING at a point on the westerly side of Hilltop Road at the southeasterly corner of other land of John David Gomez and Maria Gomez, his wife, grantees herein; thence along the westerly side of Hilltop Road south 18 degrees 23 minutes 37 seconds west 40 feet to a point; thence along the northerly side of John Dockey north 83 degrees 03 minutes 07 seconds west 228.30 feet to a point; thence south 7 degrees 36 minutes 53 seconds west 100.00 feet to a point; thence north 80 degrees 25 minutes 31 seconds west 104.64 feet to a point in the easterly line of Rodney Davis; thence along the easterly line of Rodney Davis north 7 degrees 36 minutes 53 seconds east 94.40 feet to a point; thence continuing along same north 13 degrees 31 minutes 53 seconds east 40 feet to a point; thence south 83 degrees 03 minutes 07 seconds east 332 feet more or less to the place of beginning.

TRACT NO. 2: BEGINNING at a point on the easterly line of Rodney Davis at the northwesterly corner of land of John David Gomez and Maria Gomez, his wife, thence along said Davis north 28 degrees 20 minutes 53 seconds east 40 feet to a point; thence south 78 degrees 13 minutes east 65 feet to a point on a proposed road; thence at right angles to the last course herein 40 feet more or less to the northerly line of other land of said Gomez; thence along said land north 78 degrees 13 minutes west 75 feet more or less to the place of beginning.

2. Parcel with Tax Identification Number 07 03 A 062 00000.

ALL that certain lot, piece or parcel of land situate in the Township of Brian Creek, County of Columbia and State of Pennsylvania, bounded and described as follows, to-wit:

TRACT NO 5: BEGINNING at a point at the southwesterly corner of Robert Eddinger and the northwesterly corner of Anthony N. Magrone and Norma J. Magrone, his wife; THENCE along the westerly line of said Magrone South 33 degrees 57 minutes West 150 feet to a point in the northerly line of a proposed road; THENCE along the northerly line of said proposed road North 78 degrees 13 minutes West 160 feet, more or less, to a point in the easterly line of Rodney Davis; THENCE along the easterly line of said Davis, North 28 degrees 20 minutes 53 seconds East 190 feet, more or less, to a point in the southerly line of a proposed road; THENCE along the southerly line of said proposed road North 58 degrees 34 minutes East 113.22 feet to a point; THENCE continuing along the southerly line of said proposed road North 76 degrees 37 minutes East 60.35 feet to the northwesterly corner of Robert Eddinger; THENCE along the westerly line of said Eddinger South 6 degrees 37 minutes West 150 feet to the place of beginning  
CONTAINING .8659 acres to be the same, more or less.

**HUMMEL & LEWIS, LLP**  
**Barry A. Lewis, Esquire**  
**I.D. No. 72843**  
**3 East Fifth Street**  
**Bloomsburg, PA 17815**  
**(570) 784-7666**

**Attorney for Plaintiff**

IN THE COURT OF COMMON PLEAS OF THE 26<sup>TH</sup> JUDICIAL DISTRICT  
COLUMBIA COUNTY BRANCH, PENNSYLVANIA

MARY C. SAN MARTIN (GOMEZ),	:	ED NO. <u>77</u> - 2008
PLAINTIFF	:	
	:	CIVIL ACTION - LAW
VS.	:	
	:	NO. 403 - CV - 2001
JOHN D. GOMEZ,	:	
DEFENDANT	:	

**WAIVER OF WATCHMAN**

I, BARRY A. LEWIS, ESQUIRE, do hereby state that any Deputy Sheriff or Sheriff levying upon or attaching any property under the Writ issued in the above-captioned matter may leave same without a watchman, in custody of whomever is found in possession, after notifying such person of such levy or attachment, without liability on the part of such Deputy Sheriff or Sheriff to any Plaintiff herein for any loss, destruction or removal of any such property before the Sheriff's sale thereof.

LAW OFFICES  
HUMMEL & LEWIS, LLP

DATED: 10/3/08

  
BARRY A. LEWIS, ESQUIRE  
ATTORNEY FOR PLAINTIFF

HUMMEL & LEWIS, LLP  
Barry A. Lewis, Esquire  
I.D. No. 72843  
3 East Fifth Street  
Bloomsburg, PA 17815  
(570) 784-7666

Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF THE 26<sup>TH</sup> JUDICIAL DISTRICT  
COLUMBIA COUNTY BRANCH, PENNSYLVANIA

MARY C. SAN MARTIN (GOMEZ), : ED NO. 777 - 2008  
PLAINTIFF :  
 :  
 : CIVIL ACTION - LAW  
VS. :  
 :  
 : NO. 403 - CV - 2001  
JOHN D. GOMEZ :  
DEFENDANT :

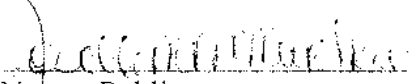
AFFIDAVIT OF NON-MILITARY SERVICE

COMMONWEALTH OF PENNSYLVANIA :  
 : SS.  
COUNTY OF COLUMBIA :

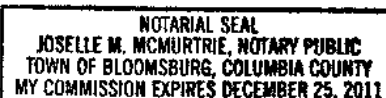
I, MARY C. SAN MARTIN (GOMEZ), being duly sworn according to law, do depose  
and say I am the Plaintiff in this action and that I know of my own personal knowledge and  
therefore aver that John D. Gomez is not a member of the military service of the United States of  
America or its allies, or otherwise subject to the provisions of the Soldiers and Sailors Civil  
Relief Act of Congress of 1904 and its amendments, 50 U.S.C. App. Section 501 et seq.

  
MARY C. SAN MARTIN (GOMEZ)

Sworn to and subscribed  
before me this 1<sup>st</sup> day  
of October 2008.

  
Notary Public

My Commission Expires: 12/25/2011



HUMMEL & LEWIS, LLP  
Barry A. Lewis, Esquire  
I.D. No. 72843  
3 East Fifth Street  
Bloomsburg, PA 17815  
(570) 784-7666

Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF THE 26<sup>TH</sup> JUDICIAL DISTRICT  
COLUMBIA COUNTY BRANCH, PENNSYLVANIA

MARY C. SAN MARTIN (GOMEZ),	:	ED NO. /77 - 2008
PLAINTIFF	:	
	:	CIVIL ACTION - LAW
vs.	:	
	:	NO. 403 - CV - 2001
JOHN D. GOMEZ,	:	
DEFENDANT	:	

AFFIDAVIT OF WHEREABOUTS

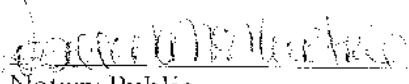
COMMONWEALTH OF PENNSYLVANIA :  
: SS.  
COUNTY OF COLUMBIA :

I, MARY C. SAN MARTIN (GOMEZ), being duly sworn according to law, do depose  
and say that the last known address of the Defendant is as follows:

John D. Gomez  
75 Lower Hilltop Road  
Berwick, PA 18603

  
MARY C. SAN MARTIN (GOMEZ)

Sworn to and subscribed  
before me this 1<sup>st</sup> day  
of October 2008.

  
Notary Public

My Commission Expires: 12/25/2011

NOTARIAL SEAL  
JOSELLE M. MCMURTRIE, NOTARY PUBLIC  
TOWN OF BLOOMSBURG, COLUMBIA COUNTY  
MY COMMISSION EXPIRES DECEMBER 25, 2011

HUMMEL & LEWIS, LLP  
Barry A. Lewis, Esquire  
I.D. No. 72843  
3 East Fifth Street  
Bloomsburg, PA 17815  
(570) 784-7666

Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF THE 26<sup>TH</sup> JUDICIAL DISTRICT  
COLUMBIA COUNTY BRANCH, PENNSYLVANIA


MARY C. SAN MARTIN (GOMEZ),	:	ED NO. <u>177</u> - 2008
PLAINTIFF	:	
	:	CIVIL ACTION - LAW
vs.	:	
	:	NO. 403 - CV - 2001
JOHN D. GOMEZ,	:	
DEFENDANT	:	

**AFFIDAVIT OF WHEREABOUTS**

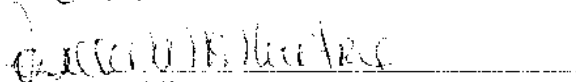
COMMONWEALTH OF PENNSYLVANIA :  
: SS.  
COUNTY OF COLUMBIA :

I, MARY C. SAN MARTIN (GOMEZ), being duly sworn according to law, do depose  
and say that the last known address of the Defendant is as follows:

John D. Gomez  
75 Lower Hilltop Road  
Berwick, PA 18603

  
MARY C. SAN MARTIN (GOMEZ)

Sworn to and subscribed  
before me this 1<sup>st</sup> day  
of October 2008.

  
Notary Public  
My Commission Expires: 12/25/2011



HUMMEL & LEWIS, LLP  
Barry A. Lewis, Esquire  
I.D. No. 72843  
3 East Fifth Street  
Bloomsburg, PA 17815  
(570) 784-7666

Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF THE 26<sup>TH</sup> JUDICIAL DISTRICT  
COLUMBIA COUNTY BRANCH, PENNSYLVANIA

MARY C. SAN MARTIN (GOMEZ),	:	ED NO. <u>77</u> - 2008
PLAINTIFF	:	
	:	CIVIL ACTION - LAW
vs.	:	
	:	NO. 403 - CV - 2001
JOHN D. GOMEZ,	:	
DEFENDANT	:	

**AFFIDAVIT OF WHEREABOUTS**


COMMONWEALTH OF PENNSYLVANIA :  
: SS.  
COUNTY OF COLUMBIA :

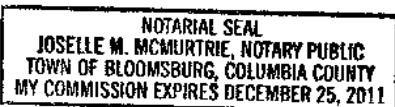
I, MARY C. SAN MARTIN (GOMEZ), being duly sworn according to law, do depose  
and say that the last known address of the Defendant is as follows:

John D. Gomez  
75 Lower Hilltop Road  
Berwick, PA 18603

  
\_\_\_\_\_  
MARY C. SAN MARTIN (GOMEZ)

Sworn to and subscribed  
before me this 1<sup>st</sup> day  
of October, 2008.

  
\_\_\_\_\_  
Notary Public  
My Commission Expires: 12/25/2011



HUMMEL & LEWIS, LLP  
Barry A. Lewis, Esquire  
I.D. No. 72843  
3 East Fifth Street  
Bloomsburg, PA 17815  
(570) 784-7666

Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF THE 26<sup>TH</sup> JUDICIAL DISTRICT  
COLUMBIA COUNTY BRANCH, PENNSYLVANIA

MARY C. SAN MARTIN (GOMEZ),	:	ED NO. <u>177</u> - 2008
PLAINTIFF	:	
	:	CIVIL ACTION - LAW
vs.	:	
	:	NO. 403 - CV - 2001
JOHN D. GOMEZ,	:	
DEFENDANT	:	

**AFFIDAVIT OF WHEREABOUTS**

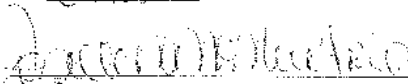
COMMONWEALTH OF PENNSYLVANIA :  
: SS.  
COUNTY OF COLUMBIA :

I, MARY C. SAN MARTIN (GOMEZ), being duly sworn according to law, do depose  
and say that the last known address of the Defendant is as follows:

John D. Gomez  
75 Lower Hilltop Road  
Berwick, PA 18603

  
MARY C. SAN MARTIN (GOMEZ)

Sworn to and subscribed  
before me this 1<sup>st</sup> day  
of October 2008.

  
Notary Public

My Commission Expires: 12/25/2011



3424

HUMMEL & LEWIS PC

101TA ACCOUNT  
3 E. FIFTH STREET 570-784-7666  
BLOOMSBURG, PA 17815

DATE October 3, 2003 60-1476-313

PAY  
TO THE  
ORDER OF

Columbia County Sheriff

\$ 1,350.00

One thousand three hundred fifty and 00/100

DOLLARS

60-1476-313



Columbia County  
Farmers National Bank  
Horton • Bloomsburg • Buckhorn  
Lightstreet • Millville  
Orangeville • South Centre, PA 17815

Service Writ of Execution

RE: Mary San Martin

*[Handwritten signature]*

MP

⑈003424⑈ ⑈031314765⑈ 3000045348⑈