

Adams County Legal Journal

Vol. 43

February 1, 2002

No. 36, pp. 198-203

IN THIS ISSUE

COMMONWEALTH VS. ATWELL

IN THE COURT OF
COMMON PLEAS OF
ADAMS COUNTY, PENNSYLVANIA

CIVIL ACTION—EQUITY
NO. 02-SU-42
Action to Quiet Title

HAROLD W. PRUY and KRISTINE R.
PRUY, husband and wife, Plaintiffs
vs.

INEZ THEW HILL, Trustee for FRANCES
THEW HILL, His heirs, administrators,
successors and assigns, Defendant

TO: Inez Thew Hill, Trustee for
Frances Thew Hill, His heirs, administra-
tors, successors and assigns:

TAKE NOTICE that on January 15,
2002, Harold W. Pruy and Kristine R.
Pruy, husband and wife, filed a
Complaint in Action to Quiet Title, against
Inez Thew Hill, Trustee for Frances Thew
Hill, his heirs, administrators, successors
and assigns, averring that Harold W.
Pruy and Kristine R. Pruy are the owners
of the real property described herein.
The Complaint requests the Court to
extinguish any possible interest you may
have in said real estate. The subject
property is a tract of land situate in
Carroll Valley Borough, Adams County,
Pennsylvania, being more particularly
bounded and described as follows:

BEGINNING at a point in the center of
Pigeon Trail at Lot No. 26; thence by said
lot, South 24 degrees 14 minutes 43 sec-
onds West, 225 feet to Lot No. 38;
thence by said lot and by Lot No. 37,
North 65 degrees 45 minutes 17 sec-
onds West, 120 feet to Lot No. 28;
thence by said lot, North 24 degrees 14
minutes 23 seconds East, 225 feet to a
point in the center of said Pigeon Trail;
thence in said Pigeon Trail, South 65
degrees 45 minutes 17 seconds East,
120 feet to the place of BEGINNING.

The above description was taken from
a plan of lots labeled "Section P of
Charnita, Inc.," dated August 11, 1969,
prepared by Evans, Hagan & Holdefer,
recorded in Adams County Plat Book 1 at

page 52, designating the above as Lot
No. 27 thereon.

BEING THE SAME which Charnita,
Inc., by deed dated October 31, 1969
and recorded in the Office of the
Recorder of Deeds of Adams County,
Pennsylvania, in Deed Book 279 at Page
198, sold and conveyed unto Inez Thew
Hill, trustee for Frances Thew Hill; and
BEING THE SAME which the Adams
County Tax Claim Bureau, by their deed
dated December 26, 1991, and recorded
in the aforementioned office in Record
Book 609 at Page 962, sold and con-
veyed unto James Roy McHenry; and
BEING THE SAME which James Roy
McHenry, unmarried, by deed dated
October 15, 1999, and recorded in the
aforementioned office in Record Book
1935 at Page 112, sold and conveyed
unto Lawrence E. McGlaughlin; and
BEING THE SAME which Lawrence E.
McGlaughlin and D. Juene McGlaughlin,
husband and wife, by deed dated
November 1, 1999, and recorded in the
aforementioned office in Record Book
1951 at Page 71, sold and conveyed
unto Lawrence E. McGlaughlin; and
BEING THE SAME which Lawrence E.
McGlaughlin and D. Juene McGlaughlin,
husband and wife, by deed dated
November 10, 2000 and recorded in the
aforementioned office in Record Book
2164 at Page 64, sold and conveyed
unto Allen Beckett Construction; and
BEING THE SAME which Allen Beckett
Construction, by deed dated April 30,
2001 and recorded in the aforemen-
tioned office in Record Book 2274 at
Page 162, sold and conveyed unto
Harold W. Pruy and Kristine R. Pruy,
husband and wife, Plaintiffs herein.

The Complaint requested the Court to
enter a Decree and Order that the title of
the property described above is in the
Plaintiffs, and that the Defendants be for-
ever barred from asserting any right, lien,
title or interest in the said land inconsis-
tent with the interests of the Plaintiffs as
set forth in their Complaint.

WHEREFORE, by Order dated

January 16, 2002, the Court of Common
Pleas of Adams County, Pennsylvania,
has ordered that service of the
Complaint be made on the above
Defendant, his respective heirs, person-
al representatives, successors and
assigns, by publication. Plaintiffs will
request the Court to enter a final judg-
ment ordering that any possible legal
interest the Defendant might have had in
the property be extinguished.

NOTICE TO DEFEND

You have been sued in Court. If you
wish to defend against the claims set
forth in the Complaint filed in the Adams
County Court of Common Pleas at No.
02-SU-42 and described hereinabove,
you must take action within **twenty (20)**
days after this publication by entering a
written appearance personally or by an
attorney and filing in writing with the
Court your defenses or objections to the
claims set forth against you. You are
warned that if you fail to do so the case
may proceed without you and a judg-
ment may be entered against you by the
Court without further notice for the relief
requested by the Plaintiffs. You may lose
property or other rights important to you.

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

COURT ADMINISTRATOR
Adams County Courthouse
Gettysburg, PA 17325
(717) 334-6781

HARTMAN & YANNETTI
Gary E. Hartman, Esq.
Attorney for Plaintiffs
126 Baltimore Street
Gettysburg, PA 17325
(717) 334-3105

2/1

ADAMS COUNTY LEGAL JOURNAL (USPS 542-600)

Designated for the Publication of Court and other Legal Notices. Published every Friday by Adams County Bar Association, John W. Phillips, Esq., Editor and Business Manager.

Subscribers within Adams County should send subscriptions direct to the business office. Subscribers outside of Adams County should send subscriptions to Wm. W. Gaunt & Sons, Inc., 3011 Gulf Drive, Holmes Beach, FL 34217-2199. Postmaster: Send address changes to Adams County Legal Journal, 111 Baltimore Street, Room 305, Gettysburg, PA, 17325.

Business Office - 111 Baltimore Street, Room 305, Gettysburg, PA 17325. Telephone: (717) 334-6781 ext 336
Periodicals postage paid at Gettysburg, PA 17325.

Copyright© 1959 by Wm. W. Gaunt & Sons, Inc., for Adams County Bar Association, Gettysburg, PA 17325.
All rights reserved.

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-824 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that certain tract of land situate, lying and being in Butler Township, Adams County, Pennsylvania, bounded and described as follows:

TRACT NO. 3

BEGINNING at the railroad spike at the center line in the intersection of Legislative Route 01006, Pa Legislative Route 531 and Township Road T-530; thence in said Pa. Legislative Route 531, North 19 degrees 15 minutes East, 91.63 feet to a railroad spike; thence by land now or formerly of Sherman S. Speelman and wife, North 57 degrees 47 minutes 50 seconds East, 77.58 feet to an iron pin; thence by same, South 80 degrees 4 minutes 20 seconds East, 141 feet to an iron pin at land now or formerly of Clarence Speelman; thence by said land of Clarence Speelman, South 6 degrees 49 minutes 40 seconds West, 134.14 feet to a railroad spike in the center line of Township Road T-530; thence in said Township Road North 82 degrees 17 minutes West, 220.8 feet to a railroad spike located in the intersection of Legislative Route 01006, PA Legislative Route 531 and Township Road T-530, the place of BEGINNING.

CONTAINING 27,066 Square Feet.

The above description was taken from a Sub-division Plan dated August 27, 1975, and prepared by Boyer-Price Surveys, Inc. and recorded in Adams County Plat Book 10 at page 22, designating the above as Parcel B.

Title of Record for Tract No. 3 appears to be vested in Francis W. Mastrouni and Grace M. Mastrouni, husband and wife, by Deed Dated 7/27/1981 and Recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania, on 7/27/1981 in Deed Book 358 Page 341.

SEIZED and taken into execution as the property of **Francis W. Mastrouni & Grace M. Mastrouni** and to be sold by me

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a

schedule of distribution will be filed by the Sheriff in his office on April 1, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

1/25, 2/1 & 8

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 00-S-296 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 22nd day of February, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN unit in the property known, named and identified in the declaration referred to below as South Branch Estates, located in the Township of Oxford, Adams County, Pennsylvania which has heretofore been submitted to the provisions of the Pennsylvania Uniform Condominium Act 68 P.S.A. Section 3101 et seq., by the recording in the Office of the Recorder of Deeds in and for Adams County, Pennsylvania, of a Land Development Plan dated October 6, 1995, last revised December 14, 1994 and recorded in Book 69, page 23 (together with all amendments and supplements thereto recorded on or before the date hereto) being all designated in such plan as Unit No. 14 as more fully bounded and described in such plan, together with a proportionate undivided interest in the Common Elements as defined in a Declaration Plan recorded in the Office of the Recorder of Deeds, in and for York County, PA in Record Book 1271, page 34.

TITLE TO SAID PREMISES IS VESTED IN Kerry L. Snyder and Sharon F. Snyder, their heirs and assigns by Deed from Philip R. Garland 1/d/b/a Garland Construction dated 8/10/1998 recorded 8/26/1998 in Record Book 1648 Page 165.

Premises being: 42 Fiddler Drive, New Oxford, PA 17350

Tax Parcel # 1-52-014

SEIZED and taken into execution as the property of **Kerry L. Snyder & Sharon F. Snyder** and to be sold by me

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on March 18, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

1/25, 2/1 & 8

NOTICE

NOTICE IS HEREBY GIVEN that Bandy L. Jarosz intends to apply in open court for admission to the Bar of the Court of Common Pleas of Adams County, Pennsylvania on the 20th day of February, 2002, and that she intends to practice law as an Associate Attorney at the Law Offices of Karen J. Clark-Oyler and Ralph D. Oyler, County of Adams, 31 South Washington Street, Gettysburg, Pennsylvania.

1/25, 2/1 & 8

COMMONWEALTH VS. ATWELL

1. Sequestration is a matter of discretion with the trial court. The purpose of sequestration is to prevent one witness from shaping his testimony to conform with that of another witness. A request for sequestration "should be as specific as possible and supported by reasons aimed at the interests of justice" rather than a general request.

2. The essence of the constitutional principal of equal protection under the law is that like persons in like circumstances will be treated similarly ... However, it does not require that all persons under all circumstances enjoy identical protection under the law.

3. The prohibition against treating people differently under the law does not preclude the Commonwealth from resorting to legislative classifications ... provided these classifications are reasonable rather than arbitrary and bear a reasonable relationship to the object of the legislation.

4. Here, classifying harassment, specifically spitting on another person, based upon whether the accused is a prisoner does not involve a suspect class. Although the penalty provision of Section 2703.1 is significantly greater than the penalty provision of Section 2709 (Harassment) of the Crimes Code, the issue of potential increased confinement under the former section does not implicate a fundamental liberty interest.

5. In this matter, we find no constitutional violation. First, prisoners are not persons similarly situated to non-prisoners. Prisoners are subject to an entirely different set of rules and circumstances than non-prisoners. Because of the environment in which they find themselves, with its attendant potential for violence, prisoners are subject to stricter rules of conduct for reasons of safety.

6. In an environment where the potential for violence is elevated, it is reasonable to punish more harshly persons who commit acts of aggression as a deterrent to behavior that could lead to injury.

In the Court of Common Pleas of Adams County, Pennsylvania,
Criminal, No. CC-706-00, COMMONWEALTH VS. GEOFFREY
WILLARD ATWELL.

Bernard A. Yannetti, Jr., Esq., Assistant District Attorney, for
Commonwealth

Roy A. Keefer, Esq., for Defendant

Kuhn, J., May 30, 2001

OPINION PURSUANT TO PA. R.APP.P. 1925(A)

Appellant appeals from a judgment of sentence entered March 20, 2001. He raises two issues: (1) whether the undersigned erred in not sequestering two Commonwealth witnesses during counsels' opening statements and (2) whether Section 2703.1 of the Crimes Code, 18 Pa. C.S.A. §2703.1 violates the Equal Protection Clause of the Pennsylvania and United States Constitution.

Trial was held on February 27, 2001. Before the jurors entered the courtroom, Appellant's counsel requested that Pennsylvania State Police Troopers Graham and Bloschichak be sequestered "during their testimony" (NT 4). The Assistant District Attorney then inexplicably objected to sequestration during his opening statement. Defense counsel asserted a right to sequestration of all witnesses otherwise they would hear the Assistant District Attorney's remarks and "change their testimony accordingly" (N.T. 4). The witnesses were permitted to remain in the courtroom during the opening statement but were then sequestered.

Sequestration is a matter of discretion with the trial court. *Commonwealth v. Powell*, 239 A.2d 368, 369 (Pa. 1968). The purpose of sequestration is to prevent one witness from shaping his testimony to conform with that of another witness. *Commonwealth v. Fant*, 391 A.2d 1040 (Pa. 1978), cert. den. 441 U.S. 951. A request for sequestration "should be as specific as possible and supported by reasons aimed at the interests of justice" rather than a general request. *Commonwealth v. Holland*, 389 A.2d 1026, 1031 (Pa. 1978).

Opening statements were not transcribed. The undersigned recalls the Assistant District Attorney stating generally that the witnesses would testify that on December 16, 1998, they secured Appellant from the Adams County Prison. While en route to a district justice's office it was alleged that Appellant spit on the back of Trooper Bloschichak's head. Both witnesses had testified at the preliminary hearing which was attended by Appellant and his trial counsel. (See District Justice's transcript.) No suggestion has been made that the troopers changed their testimony from the preliminary hearing to the time of trial or that they embellished their testimony based upon the prosecuting attorney's opening statement.

After the Commonwealth rested, Appellant first raised the equal protection argument. Section 2703.1 of the Crimes Code makes it a felony of the third degree for an inmate who is being transported, inter alia, to intentionally or knowingly cause another person to come into contact with his saliva by means of spitting. Appellant contends that similar conduct by non-inmates would constitute, at most, a summary offense of harassment and, therefore, inmates, as a class, and himself specifically, are being treated differently.

It is a basic legal principle that there is a strong presumption regarding the constitutionality of a statute and that the party challenging the statute's constitutionality bears a heavy burden of demonstrating that it is "clearly, palpably and plainly unconstitutional." *Commonwealth v. Jenner*, 681 A.2d 1266, 1272 (Pa. 1996); *Commonwealth v. Maker*, 716 A.2d 619, 624 (Pa. Super. 1998). Here, Appellant has offered no authority for his position.

As stated recently, in *Commonwealth v. Albert*, 758 A.2d 1149, 1151-2 (Pa. 2000),

The equal protection clause of the Fourteenth Amendment provides that no State shall "deny to any person within its jurisdiction the equal protection of the laws." U.S. Const. Amend. XIV, §1. Likewise, Article 1, Section 26 of the Pennsylvania Constitution provides that "[n]either the Commonwealth nor any political subdivision thereof shall deny to any person in the exercise of any civil right." Pa. Const. Art. 1, Section 26.

This Court has held that "the equal protection provisions of the Pennsylvania Constitution are analyzed . . . under the same standards used by the United States Supreme Court when reviewing equal protection claims under the Fourteenth Amendment to the United States Constitution." . . . In *Curtis v. Kline* . . . this Court set forth an extensive analysis regarding the concept of equal protection, its applicability and the level of scrutiny needed when examining a particular legislative enactment. We stated:

The essence of the constitutional principle of equal protection under the law is that like persons in like circumstances will be treated similarly. . . . However, it does not require that all persons under all circumstances enjoy identical protection under the law The right to equal protection under the law does not absolutely prohibit the Commonwealth from classifying individuals for the purpose of receiving different treatment and does not require equal treatment of people having different needs The prohibition against treating people differently under the law does not preclude the Commonwealth from resorting to legislative classifications provided these classifications are reasonable rather than arbitrary and

bear a reasonable relationship to the object of the legislation . . . In other words, a classification must rest upon some ground of difference which justifies the classification and have a fair and substantial relationship to the object of the legislation. *Id.* Judicial review must determine whether any classification is founded on a real and genuine distinction rather than an artificial one . . . a classification though discriminatory, is not arbitrary or in violation of the equal protection clause if any state of facts reasonably can be conceived to sustain that classification . . . In undertaking its analysis, the reviewing court is free to hypothesize reasons the legislature might have had for the classification . . . If the court determines that the classifications are genuine, it cannot declare the classification void even if it might question the soundness or wisdom of the distinction . . .

We are also mindful of the different types of classifications and the standards according to which they are weighed: The types of classifications are: (1) classifications which implicate a “suspect” class or a fundamental right; (2) classifications implicating an “important” though not fundamental right or a “sensitive” classification; and (3) classifications which involve none of these. *Id.* Should the statutory classification in question fall within the first category, the statute is strictly construed in light of a “compelling” governmental purpose; if the classification falls into the second category, a heightened standard of scrutiny is applied to an “important” governmental purpose; and if the statutory scheme falls into the third category, the statute is upheld if there is any rational basis for the classification . . .

(citations omitted).

Here, classifying harassment, specifically spitting on another person, based upon whether the accused is a prisoner does not involve a suspect class. Although the penalty provision of Section 2703.1 is significantly greater than the penalty provision of Section 2709 (Harassment) of the Crimes Code, the issue of potential increased confinement under the former section does not implicate a fundamental liberty interest. *Commonwealth v. Bell*, 516 A.2d 1172 (Pa.

1986). Once the crime is committed, the length of the sentence is normally a matter within the discretion of the court. However, if the state wishes to make persons of similar conduct eligible for different maximum sentences, it must be demonstrated that the distinction is based upon a relevant and reasonable classification. *In Re: Wilson*, 264 A.2d 614, 617 (Pa. 1970). Therefore, Section 2703.1 must be scrutinized pursuant to a rational basis standard. That standard requires the reviewing court to first,

Determine whether the challenged statute seeks to promote any legitimate state interest or public value. If so, we must next determine whether the classification adopted in the legislation is reasonably related to accomplishing that articulated state interest or interests.

748 A.2d at 1152.

We have found no official statement by the Legislature regarding the rationale for grading the proscribed conduct of prisoners more seriously than the conduct of non-prisoners. However, under a rational basis analysis,

“the government need not have articulated the purpose or the rationale supporting its action; it is enough that some rationale may conceivably . . . have been the purpose and policy of the relevant government decision maker.”

Id.

In this matter, we find no constitutional violation. First, prisoners are not persons similarly situated to non-prisoners. *Chem v. Horn*, 725 A.2d 226, 228 (Pa. Comlth 1999). Prisoners are subject to an entirely different set of rules and circumstances than non-prisoners. Because of the environment in which they find themselves, with its attendant potential for violence, prisoners are subject to stricter rules of conduct for reasons of safety. Appellant does not argue that he is being treated differently than other prisoners engaged in similar conduct. Rather he contends that his status as a prisoner is being used as a basis to punish him more harshly than if he was not an inmate.

Even if a classification exists which requires an equal protection analysis, it is easy to conceive of a rational basis for that classification. Persons, such as Trooper Bloschichak, who are involved in the field of law enforcement put their personal safety and dignity at risk

on a regular basis when they are exposed to persons who are accused of or who have committed criminal behavior. Punishing more harshly the conduct of persons over whom they have custodial control can have a legitimate deterrent effect upon the type of conduct proscribed and thus have as its goal the protection of law enforcement personnel. *Commonwealth v. Travaglia*, 723 A.2d 190 (Pa. Super. 1998). As noted, in an environment where the potential for violence is elevated, it is reasonable to punish more harshly persons who commit acts of aggression as a deterrent to behavior that could lead to injury.

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1080 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 22nd day of February, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that tract of land situate, lying and being on the West side of Route 94 in Reading Township, Adams County, Pennsylvania, more particularly bounded and described as follows:

BEGINNING at a point in the center of the State Highway to lands of C. Edgar King; thence by said lands and through a steel pin at the side of said highway, South 57 degrees 20 minutes West, 162.5 feet to a steel pin; thence continuing by lands of C. Edgar King and Leroy G. Little, North 67 degrees 27 minutes West, 516 feet to a 12-inch elm; thence by lands of Leroy G. Little and through a steel pin; North 32 degrees 20 minutes East, 423.9 feet to a steel pin; thence continuing by lands of same South 24 degrees 3 minutes East, 74 feet to a steel pin; thence continuing by the same, North 73 degrees East, 197.9 feet thru a steel pin at the side of the highway to a point in the center of said State Highway; thence by the center of said State Highway South 20 degrees East, 488.8 feet to a point, the place of BEGINNING.

TITLE TO SAID PREMISES IS VESTED IN Maybelle E. Jacoby by Deed from Anthony J. Batoha and Margaret M. Batoha, husband and wife, etal dated 12/8/84 and recorded 12/11/84 in Record Book 391 Page 1058.

Premises being: 5736 Carlisle Pike, New Oxford, PA 17350

Tax Parcel No. J7-29

SEIZED and taken into execution as the property of **Maybelle E. Jacoby** and to be sold by me

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on March 18, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

1/18, 25 & 2/1

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1062 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 22nd day of February, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THOSE TWO CERTAIN tracts of land situated, lying and being in the Borough of Carroll Valley, Adams County, Pennsylvania, bounded and described as follows:

TRACT No. 1

BEGINNING at a point in the center of Deep Hollow Drive at Lot No. 92; thence by said Lot, South 21 degrees 19 minutes West, 200 feet to Lot No. 100; thence by said Lot, North 68 degrees 41 minutes, 100 feet to Lot No. 94; thence by said Lot, North 21 degrees 19 minutes East, 200 feet to a point in the center of said Deep Hollow Drive; thence in said Deep Hollow Drive, South 68 degrees 41 minutes East, 100 feet to the place of BEGINNING.

TRACT No. 2

BEGINNING at a point in the center of Deep Hollow Drive at Lot No. 93; thence by said Lot, South 21 degrees 19 minutes West, 200 feet to Lot No. 99; thence by said Lot, North 68 degrees 41 minutes West, 100 feet to Lot No. 95; thence by said Lot, North 21 degrees 19 minutes East, 200 feet to a point in the center of said Deep Hollow Drive; thence in said Deep Hollow Drive, South 68 degrees 41 minutes East, 100 feet to the place of BEGINNING.

Tax Parcel # (43) 012-0045

Being known as 11 Deep Hollow Trail, Fairfield, PA 17320

SEIZED and taken into execution as the property of **Robert G. Sprengle & Pamela M. Sprengle** and to be sold by me

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on March 18, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

1/18, 25 & 2/1

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1115 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 22nd day of February, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that tract of land situate, lying and being in Hamiltonban Township, Adams County, Pennsylvania, being Lot No. 50 in Section BB, bounded and described as follows:

BEGINNING at a point in the center of Sour Mash Trail at Lot No. 49; thence by said lot South 24 degrees 29 minutes 20 seconds East, 225 feet to land now or formerly of Albert Dente; thence by said land South 65 degrees 30 minutes 40 seconds West, 100 feet to Lot No. 51; thence by said lot North 24 degrees 29 minutes 20 seconds West, 225 feet to a point in the center of said Sour Mash Trail; thence in said Sour Mash Trail North 65 degrees 30 minutes 40 seconds East, 100 feet to the place of BEGINNING. The above description was taken from a plan of lots labeled "Section BB, Chamita" dated December 6, 1969, prepared by Gordon L. Brown, R.S., and recorded in Adams County Plat Book 1 at Page 62.

Being known as 50 Sour Mash Trail, Fairfield, PA 17320

Property ID No. (18)BBO-0050

TITLE TO SAID PREMISES IS VESTED IN Kathleen Marie Alexander a/k/a Kathleen M. Alexander by Deed from Billie Dickerson and Dorice M. Dickerson, husband and wife, dated 1/24/1997, recorded 1/27/1997, in Deed Book 1321, Page 171.

SEIZED and taken into execution as the property of **Kathleen Marie Alexander a/k/a Kathleen M. Alexander** and to be sold by me

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on March 18, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

1/18, 25 & 2/1

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-877 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of February, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN tract of land with improvements situate thereon located in the Borough of New Oxford, Adams County, Commonwealth of Pennsylvania identified as Tract No. 1 pursuant to a final plan for Robinson's Home, Inc. by Worley Surveying, said Plan being dated March 12, 1993 and bearing File No. C-1285 and recorded in the Office of the Recorder of Deeds in and for Adams County, Pennsylvania in Plan Book 576, Page 607 and as more particularly described as follows to wit:

BEGINNING at a point at the right-of-way lines located at the Northwest corner of Lincoln Way West (S.R. 0030) and North Bolton Street and thence extending from said point along Lincoln Way West (S.R. 0030), South Seventy-One degrees, Fifty minutes, Forty-Seven seconds West (S 71 degrees 50' 47" W) Eighty-Eight and Fifty-Eight One Hundredths (88.58') feet to a point at lands now or formerly of Joseph N. Masslosky; thence extending along said lands of Joseph N. Masslosky, North Eighteen degrees, Thirty-one minutes, Three seconds West (N 18 degrees 31' 03" W) One Hundred Eighty and Seventy One-Hundredths (180.70') feet to a point at Tract No. 2 of said plan; thence extending along said Tract No. 2, North Seventy-One degrees, Zero minutes, Zero seconds East (71 degrees 00' 00" E) a distance of Ninety and Seven One-Hundredths (90.07') feet to a point at the right-of-way line at North Bolton Street; thence extending along said right-of-way line at North Bolton Street, South Eighteen degrees, Two minutes, Fifty-four seconds East (S 18 degrees 02' 54" E) a distance of One Hundred Eighty-Two and Three One-Hundredths (182.03') feet to a point and place of BEGINNING. CONTAINING 16,199 Square feet, more or less.

Tax Parcel #4-19

SEIZED and taken into execution as the property of **Joseph B. Robinson & Grace M. Robinson** and to be sold by me

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on March 4, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

1/18, 25 & 2/1

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-855 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 22nd day of February, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN tract of land situate, lying and being in Latimore Township, Adams County, Pennsylvania, bounded and described as follows, to wit:

BEGINNING at a railroad spike set in the centerline of Pennsylvania L.R. 01008, Stoney Point Road; thence along lands now or formerly of Richard E. Anderson, North sixty-seven (67) degrees eighteen (18) minutes ten (10) seconds East, four hundred fifty and zero hundredths (450.00) feet passing through a concrete marker set twenty-eight and seventy-six hundredths (28.76) feet from the beginning of this course to a concrete marker set; thence along same, South twenty-two (22) degrees forty-one (41) minutes fifty (50) seconds East, one hundred sixty and zero hundredths (160.00) feet to a point in the centerline of Mud Run; thence in Mud Run, South sixty-three (63) degrees ten (10) minutes zero (00) seconds West, four hundred and zero hundredths (400.00) feet to a point; thence by same, South six (06) degrees thirty-eight (38) minutes twelve (12) seconds East, one hundred twenty-five and seventy-six hundredths (125.76) feet to a point; thence by same, South seventeen (17) degrees fifty-three (53) minutes thirty (30) seconds West, ninety and zero hundredths (90.00) feet to a point in the centerline of a twenty (20) foot wide private right-of-way; thence in said right-of-way, South eighty-seven (87) degrees thirty-four (34) minutes thirty (30) seconds West, one hundred twelve and zero hundredths (112.00) feet passing through a rebar set forty and zero hundredths (40.00) feet from the end of this course to a railroad spike set in the centerline of Pennsylvania L.R. 01008, Stoney Point Road; thence in Pennsylvania L.R. 01008, Stoney Point Road, on a curve to the right, said curve having a radius of two thousand eight hundred sixty-four and ninety hundredths (2864.90) feet and an arc distance of four hundred fifty-nine and eighty-one hundredths (459.81) feet; the chord bearing being North two (02) degrees ten (10) minutes twenty-

two and five-tenths (22.5) seconds East, four hundred fifty-nine and thirty-two hundredths (459.32) feet to a railroad spike set in the centerline of Pennsylvania L.R. 01008, Stoney Point Road, the point and place of BEGINNING. CONTAINING 2.890 acres, more or less.

The above description was taken from a plan of lots prepared by John R. Williams, P.L.S., dated March 15, 1983, and recorded in Plat Book 38, page 10.

HAVING ERECTED THEREON a dwelling known as 3061 Stoney Point Road, East Berlin, Pennsylvania.

BEING THE SAME PREMISES WHICH Kevin S. Anderson and Judie A. Anderson by Deed dated April 23, 1996 and recorded May 1, 1996 in Adams County Deed Book 1186, Page 75, granted and conveyed unto Kevin S. Anderson and Judie A. Anderson.

SEIZED IN EXECUTION AS THE PROPERTY OF KEVIN S. ANDERSON AND JUDIE A. ANDERSON UNDER ADAMS COUNTY JUDGMENT NO. 01-S-855.

MAP & PARCEL #K4-39A

SEIZED and taken into execution as the property of **Judie A. Anderson & Kevin S. Anderson** and to be sold by me

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on March 18, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

1/25, 2/1 & 8

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 00-S-143 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of February, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN tract of land situate, lying and being in Conewago Township, Adams County, Pennsylvania, bounded and described as follows, to wit:

BEGINNING for a point on the right-of-way line of Conewago Drive at Lot No. 11 as shown on the hereinafter described subdivision plan; thence along said right-of-way line by a curve to the right, the radius of which is two hundred seventy (270.00) feet with an arc length of eleven and seventy-four hundredths (11.74) feet and a long chord bearing and distance of North twelve (12) degrees eighteen (18) minutes forty-seven (47) seconds East, eleven and seventy-four (11.74) feet to a point on the right-of-way line of Conewago Drive; thence further along said right-of-way of Conewago Drive, North thirteen (13) degrees thirty-three (33) minutes thirty (30) seconds East, one hundred and fifty-nine hundredths (100.59) feet to a point at lands now or formerly of the Corporation of the Roman Catholic Clergymen; thence along lands now or formerly of the Roman Catholic Clergymen, North seventy-three (73) degrees thirty (30) minutes zero (00) seconds East, one hundred twenty-seven and nine hundredths (127.09) feet to a point at Lot No. 6 as shown on the hereinafter described subdivision plan; thence along Lot Nos. 6 and 7 as shown on the hereinafter described subdivision plan, South thirteen (13) degrees thirty-three (33) minutes thirty (30) seconds West, one hundred seventy and ninety-eight hundredths (170.98) feet through a forty (40) foot sanitary sewer easement to a point where Lots Nos. 8 and 11 (as shown on the hereinafter described subdivision plan) meet; thence along Lot No. 11 North seventy-six (76) degrees twenty-six (26) minutes thirty (30) seconds West, one hundred nine and seventy-four hundredths (109.74) feet to a point, the place of BEGINNING.

BEING Lot No. 12 on the Final Plan of Samuel R. Sneeringer, dated March 8, 1990, recorded in the Recorder of Deeds Office in and for Adams County, Pennsylvania, in Plat Book 55, page 60.

SUBJECT to a sanitary sewer line and a storm sewer line as shown on the above-referenced subdivision plan.

UNDER AND SUBJECT to the restrictions attached hereto and made a part hereof.

BEING the same premises which Samuel R. Sneeringer, as a single man, by Deed dated October 18, 1993 and recorded on October 18, 1993 at Deed

Book Volume 793, Page 220 and recorded in the Recorder's Office of Adams County, granted and conveyed to Terry L. Mallette and Brenda M. Mallette.

Kimberly J. Hong, Esq.
2718 Koppers Building
436 7th Avenue
Pittsburgh, PA 15219
(412) 434-7955

SEIZED and taken into execution as the property of **Terry L. Mallette & Brenda M. Mallette** and to be sold by me

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on March 4, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

1/18, 25 & 2/1

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-908 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 22nd day of February, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that certain tract of land situate, lying and being in Conewago Township, Adams County, Pennsylvania, more particularly bounded, limited and described as follows, to wit:

BEGINNING at a point on the southern right-of-way line of Sycamore Lane, a sixty (60) feet wide right-of-way, at corner of Lot No. 111 on the subdivision plan hereinafter referred to; thence along Lot No. 111, South thirty (30) degrees twenty-three (23) minutes fifty (50) seconds West, one hundred fifteen (115) feet to a point at lands now or formerly of St. Vincent DePaul Cemetery; thence along said last mentioned lands, North fifty-nine (59) degrees thirty-six (36) minutes ten (10) seconds West, sixty-five and twenty-two hundredths (65.22) feet to a point at Lot No. 113 on the subdivision plan hereinafter referred to; thence along Lot No. 113, North thirty (30) degrees twenty-three (23) minutes fifty (50) seconds East, one hundred fifteen (115) feet to a point on the southern right-of-way line of Sycamore Lane; thence along the southern right-of-way line of Sycamore Lane, South fifty-nine (59) degrees thirty-

six (36) minutes ten (10) seconds East, sixty-five and twenty-two hundredths (65.22) feet to a point at Lot No. 111, the point and place of BEGINNING.

CONTAINING 7,500 square feet and being Lot No. 112 on final subdivision plan prepared for Dillers Village, Phase II, by Donald E. Worley, Registered Surveyor, dated April 29, 1987, designated as File No. G-93, which said subdivision plan is recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania, in Plan Book 47, page 22 (erroneously described in prior deed as Plan Book 17, page 22).

BEING the same premises which Vernon W. Armacost and Doris C. Armacost, by Deed dated January 24, 2000 and recorded in the Office of the Recorder of Deeds of Adams County on February 7, 2000, in Deed Book Volume 1998, Page 159, granted and conveyed unto Stephen A. Patterson and Gilda M. Patterson.

Grenen & Birsic, P.C.
By: /s/Kristine M. Faust, Esq.
Attorneys for Plaintiff
One Gateway Center, Nine West
Pittsburgh, PA 15222
(412) 281-7650

Parcel No. 08-009-0287-000

SEIZED and taken into execution as the property of **Stephen A. Patterson & Gilda M. Patterson** and to be sold by me

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on March 18, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

1/18, 25 & 2/1

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-932 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 22nd day of February, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN unit in the property known, named and identified in the declaration referred below as South Branch Estates, located in the Township of Oxford, Adams County, Pennsylvania, which has heretofore been submitted to the provisions of the Pennsylvania Uniform Condominium Act, 68 P.S.A. Section 3101, et seq., by the recording in the Office of the Recorder of Deeds in and for Adams County, Pennsylvania of a land development plan dated October 6, 1995, last revised December 14, 1995 and recorded in Book 69, Page 23 (together with all amendments and supplements thereto recorded on or before the date hereof) being all designated in such plan as Unit No. 11, as more fully bounded and described in such plan, together with a proportionate undivided interest in the Common Elements as defined in a Declaration Plan recorded in the Office of the Recorder of Deeds, in and for Adams County, Pennsylvania in Record Book 1271, page 34.

UNDER AND SUBJECT to any and all covenants, conditions, restrictions, rights of way, easements and agreements of record including (but not limited to) those contained in instruments recorded in the aforesaid Recorder's Office in Record Book 69, Page 23.

TOGETHER with the limited common elements appurtenant as more fully shown of Plan 1271, Page 34.

HAVING ERECTED THEREON a dwelling known as 28 Fiddlers Drive, New Oxford, Pennsylvania.

BEING THE SAME PREMISES WHICH Philip R. Garland T/D/B/A Garland Construction by Deed dated October 12, 1999 and recorded October 20, 1999 in Adams County Deed Book 1937, Page 265, granted and conveyed unto Linda R. Hall.

SEIZED IN EXECUTION AS THE PROPERTY OF LINDA R. HALL UNDER ADAMS COUNTY JUDGMENT NO. 01-S-932.

MAP & PARCEL #1-52-11

SEIZED and taken into execution as the property of **Linda R. Hall** and to be sold by me

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on March 18, 2002, and distribution will be made in accordance with said schedule, unless excep-

tions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

1/25, 2/1 & 8

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-712 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN tract of land situate, lying and being in Union Township, Adams County, Pennsylvania bounded and described as follows, to wit:

BEGINNING for a point on the edge of a public right of way known as Creek View Drive and at Lot 11 of the hereinafter referred to Final Plan; thence along Lot No. 11 North eighty (80) degrees fourteen (14) minutes fifty-nine (59) seconds East nine hundred seventy-four and sixty-six one-hundredths (974.66) feet to a point at lands now or formerly of Hanover Shoe Farms, Inc.; thence along lands now or formerly of Hanover Shoe Farms, Inc. South twenty (20) degrees forty (40) minutes seventeen (17) seconds West nine hundred forty-four and seventeen one-hundredths (944.17) feet to a point at lands now or formerly of Catherine J. Jenkins and Mary B. Wivell; thence along lands now or formerly of Catherine J. Jenkins and Mary B. Wivell South sixty-three (63) degrees eighteen (18) minutes thirteen (13) seconds West one hundred eighty-eight and ninety-five one-hundredths (188.95) feet to a point at Lot No. 9 of the hereinafter referred to Final Plan; thence along Lot No. 9 North twenty-four (24) degrees fifty (50) minutes fifty-four (54) seconds West five hundred eighteen and eighty-two one-hundredths (518.82) feet to a point at Lot No. 8; thence along Lot No. 8 North forty-two (42) degrees fifty-four (54) minutes forty-three (43) seconds West three hundred eighty and no one-hundredths (380.00) feet to a point right-of-way as Creek View Drive, thence along the edge of Creek View Drive by a curve to the left having a radius of sixty and no one-hundredths (60.00) feet, having a long chord bearing and distance of South eighteen (18) degrees forty (40) minutes eight (08) seconds West fifty-seven and eleven one-hundredths (57.11) feet; for an arc distance of fifty-nine and fifty-two one-hundredths (59.52) feet to a point, the place of BEGINNING.

Premises being: 25 Creekview Drive, Littlestown, PA 17340

Tax Parcel # (41)K16-0057

SEIZED and taken into execution as the property of **Dean M. McGlone & Cathy M. McGlone** and to be sold by me

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 1, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

1/25, 2/1 & 8

INCORPORATION NOTICE

NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania, for the purposes of obtaining a Certificate of Incorporation of a proposed professional corporation to be organized under the provisions of the Pennsylvania Business Corporation Law of 1988, approved December 21, 1988, P.L. 1444, No. 177, as amended, and the Pennsylvania Professional Corporation Law, as reenacted, December 21, 1988, P.L. 1444, No. 177, 15 Pa. C.S.A. §2901 et. seq., as amended.

The name of the professional corporation is TULLY DENTAL, P.C.

Puhl, Eastman & Thrasher
220 Baltimore Street
Gettysburg, PA 17325

2/1

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-338 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN lot, parcel, piece of ground situate in Carroll Valley Borough, formerly Liberty Township, Adams County, Pennsylvania, being Lot No. 169 Section P, bounded and described as follows, to wit:

BEGINNING at a point in the center of Ringneck Trail at Lot No. 168; thence by said lot North Thirty-three (33) degrees Fifty-seven (57) minutes Twenty-one (21) seconds East, One Hundred Sixty-five and Two hundredths (165.02) feet to Lot No. 170; thence by said lot South Forty-five (45) degrees Forty (40) minutes East, Two Hundred Sixty and Eighty-eight hundredths (260.88) feet to a point in the center of Finch Trail; thence in said Finch Trail, South Forty-four (44) degrees Twenty (20) minutes West, One Hundred Twenty (120) feet to a point in the intersection of Finch Trail and Ringneck Trail; thence in said Ringneck Trail North Fifty-six (56) degrees Two (2) minutes Thirty-nine (39) seconds West, Two Hundred Thirty-five (235) feet to the place of BEGINNING.

THE ABOVE DESCRIPTION is taken from a Plan of Lots named Section P, Chamita, dated August 11, 1969, prepared by Evans, Hagan & Holdefer and recorded in Plat Book 1 page 52.

BEING the same premises which Lawrence E. McGlaughlin and D. Juene McGlaughlin, his wife by deed dated August 22, 1997 and recorded September 11, 1997 in the Office of the Recorder of Deeds for Adams County in Deed Book 1437 page 256, granted and conveyed to Allen W. Beckett, trading doing business as Allen Beckett Construction.

Premises being: 23 Ringneck Trail, Fairfield, PA 17320

Tax Parcel No. 35-127

SEIZED and taken into execution as the property of **David Bawgus & Lisa M. Bawgus** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 1, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/1, 8 & 15

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1136 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

BEGINNING for a corner at a point in the Southeastern edge of North Street at the Northeasternmost corner of Lot No. 11 as shown on the hereinafter referred to Subdivision Plan; thence in and along the Southeastern edge of North Street, fifty-eight (58) degrees East thirty-eight and thirty-six hundredths (38.36) feet to an existing parker kalon nail set on the Westerly right-of-way line of Legislative Route 01034 (commonly known as North Oxford Road); thence in and along the Westerly right of way line of Legislative Route 01034 (North Oxford Road) South thirty-two (32) degrees fifty (50) minutes thirty-one (31) seconds East eighty-five and fifty-four hundredths (85.54) feet to an existing iron pin set in the Northerly edge of a ten (10) feet wide utility easement as shown on the hereinafter referred to Subdivision Plan; thence continuing in and along the Westerly right of way line of Legislative Route 01034 (North Oxford Road) by a curve to the left having a radius of four hundred fifty-five (455) feet, the long chord of which is South thirty-three (33) degrees thirty-six (36) minutes four (4) seconds East ten and sixteen hundredths (10.16) feet, an arc distance of ten and sixteen hundredths (10.16) feet to an existing iron pin at lands now or formerly of the Hanover Borough Municipal Authority as shown on the hereinafter referred to Subdivision Plan; thence along said last mentioned lands now or formerly of the Hanover Borough Municipal Authority, South fifty-eight (58) degrees twenty-nine (29) minutes twenty-four (24) seconds West thirty-nine and ninety-one hundredths (39.91) feet to a point at Lot No. 11 aforesaid; thence along said Lot No. 11 through the center of a partition wall, North thirty-two (32) degrees West ninety-five and thirty-five hundredths (95.35) feet to the point and place of BEGINNING.

TITLE TO SAID PREMISES IS VESTED IN Wesley L. Davis and Kimberly A. Davis, his wife by Deed from Guy K. Leister, single, and Leona M. Stambaugh, single, by her attorney-in-fact, Bruce C. Stambaugh, dated 8/20/1993, recorded 8/23/1993, in Deed Book 770, Page 41.

AND THE SAID Wesley Leon Davis and Kimberly Ann Davis were divorced from the bonds of matrimony in Docket# 01-S-721 on 10/4/2001.

Premises being: 642 North Street, McSherrystown, PA 17344

Tax Parcel No. 5-365

SEIZED and taken into execution as the property of **Wesley L. Davis & Kimberly A. Davis** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 1, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/1, 8 & 15

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1169 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL those two tracts of land lying and situate in Carroll Valley Borough, formerly Liberty Township, Adams County, Pennsylvania, known as Lots No. 87 and 88 in Section B, and more particularly bounded and described as follows:

TRACT NO. 1 - LOT NO. 87, SECTION B:

BEGINNING at a point in the center of Robin Trail at Lot No. 86; thence by said lot, South 3 degrees 21 minutes 40 seconds East, 200 feet to Lot No. 113; thence by said lot, South 86 degrees 38 minutes 20 seconds West, 100 feet to Lot No. 88; thence by said lot, North 3 degrees 21 minutes 40 seconds West, 200 feet to a point in the center of said Robin Trail; thence in said Robin Trail, North 86 degrees 38 minutes 20 seconds East, 100 feet to the place of BEGINNING.

TRACT NO. 2 - LOT NO. 88, SECTION B:

BEGINNING at a point in the center of Robin Trail at Lot No. 87; thence by said lot, South 3 degrees 21 minutes 40 seconds East, 200 feet to Lot No. 112; thence by said lot, South 86 degrees 38 minutes 20 seconds West, 100 feet to Lot No. 89; thence by said lot, North 3 degrees 21 minutes 40 seconds West, 200 feet to a point in the center of said Robin Trail; thence in said Robin Trail, North 86 degrees 38 minutes 20 seconds East, 100 feet to the place of BEGINNING.

The above description was taken from a plan of lots labeled "Section B Supplemental, Chamita" and dated July 10, 1965, prepared by Gordon L. Brown, R.S., and recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania in Miscellaneous Docket 4 at page 654.

The above-described two tracts of land being the same which Jeffery J. Wood and Cynthia S. Wood, husband and wife, by their deed dated January 15, 1997 and recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania in Record Book 1318 at page 285, granted and conveyed unto Everett M. Wills and Gina M. Wills, husband and wife, the Defendants herein.

Improved with a 3-story single family residence.

SEIZED and taken into execution as the property of **Everett M. Wills & Gina M. Wills** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a

schedule of distribution will be filed by the Sheriff in his office on April 1, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/1, 8 & 15

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-827 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that piece, parcel or tract of land situate and being in Reading Township, Adams County, Pennsylvania, more particularly described as follows:

BEGINNING for a corner at a point in the East Berlin Road, also known as Pennsylvania Route 234, at other land now or formerly of Barry L. Meyer and Diana C. Meyer; thence South one (01) degree forty-six (46) minutes ten (10) seconds East, through a steel pin and continuing the same course a total of three hundred nine and fifty-one hundredths (309.51) feet to a steel pin at other land all now or formerly of Barry L. Meyer and Diana C. Meyer; thence South eighty-one (81) degrees fifty (50) minutes zero (00) seconds West four hundred thirty-nine and twenty-three one-hundredths (439.23) feet to a steel pin; thence continuing along land now or formerly of Barry L. Meyer and Diana C. Meyer North one (1) degree forty-six (46) minutes ten (10) seconds West, and through a steel pin at the right-of-way of said highway, a total of three hundred forty-five and eleven one-hundredths (345.11) feet to a point in road aforesaid. Thence North eighty-six (86) degrees thirteen (13) minutes fifty-two (52) seconds East one hundred ninety-three and eighty-three hundredths (193.83) feet to a point, also in said road; thence North eighty-five (85) degrees five (5) minutes zero (00) seconds East two hundred forty-three and six one-hundredths (243.06) feet to a point in said East Berlin Road, the place of BEGINNING, CONTAINING 3.250 acres and being Lot No. 2 on a Subdivision Plan prepared by Mort, Brown and Associates, dated January 13, 1989 and recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania in Plat Book 52 at page 46.

BEING the same tract of land which Barry L. Meyer and Diana C. Meyer, husband and wife, by their Deed dated the ___ day of August 1993, and recorded in the Office of the Recorder of Deeds in and for Adams County, Pennsylvania, in Record Book 777, page 315, granted and conveyed unto Bradley K. Miller and Judith Miller, husband and wife.

SEIZED and taken into execution as the property of **Bradley K. Miller, Judith Miller & United States of America** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 1, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/1, 8 & 15

ESTATE NOTICES

NOTICE IS HEREBY GIVEN that in the estates of the decedents set forth below the Register of Wills has granted letters, testamentary or of administration, to the persons named. All persons having claims or demands against said estates are requested to make known the same, and all persons indebted to said estates are requested to make payment without delay to the executors or administrators or their attorneys named below.

FIRST PUBLICATION

ESTATE OF CATHERINE A. BOWMAN, DEC'D

Late of the Borough of Littlestown, Adams County, Pennsylvania

Executor: Dr. Paul Allen Bowman, 2310 Ashleigh Drive, York, PA 17402

Attorney: W. Bruce Wallace, Esq., Stock and Leader, P.O. Box 5167, York, PA 17405-5167

ESTATE OF FRANKLIN W. FAIL, DEC'D

Late of Huntington Township, Adams County, Pennsylvania

Executor: Donald L. Dubbs, 835 Centennial Road, Gettysburg, PA 17325

Attorney: Gary E. Hartman, Esq., Hartman & Yannetti, Attorneys at Law, 126 Baltimore Street, Gettysburg, PA 17325

ESTATE OF HAROLD J. GREENHOLT a/k/a JOHN GREENHOLT, DEC'D

Late of the Borough of McSherrystown, Adams County, Pennsylvania

Executor: John A. Greenholt, 331 Providence Drive, McSherrystown, PA 17344

Attorney: Ronald J. Hagarman, Esq., 110 Baltimore Street, Gettysburg, PA 17325

ESTATE OF ESTHER ROSE HELF-GOTT, DEC'D

Late of Straban Township, Adams County, Pennsylvania

Executrix: Ellen Lee (Burke) Pennington, 9812 Elm Drive, Ocean City, MD 21842

Attorney: Barbara Jo Entwistle, Esq., Pyle and Entwistle, 25 South Washington Street, Gettysburg, PA 17325

ESTATE OF MILLARD M. MUNTZ, DEC'D

Late of Oxford Township, Adams County, Pennsylvania

Executor: Merle L. Becker, c/o Gates & Gates, 250 York Street, Hanover, PA 17331

Attorney: Samuel A. Gates, Esq., Gates & Gates, 250 York Street, Hanover, PA 17331

ESTATE OF EARL C. PHILLIPS, DEC'D

Late of Reading Township, Adams County, Pennsylvania

Administratrix: Earlyn C. Deardorff, 97 Blue Hill School Road, Dover, PA 17315

Attorney: Ronald J. Hagarman, Esq., 110 Baltimore Street, Gettysburg, PA 17325

ESTATE OF EVA JANE SCHWARTZ, DEC'D

Late of Straban Township, Adams County, Pennsylvania

Executor: Adams County National Bank, P.O. Box 4566, Gettysburg, PA 17325

Attorney: Barbara Jo Entwistle, Esq., Pyle and Entwistle, 25 South Washington Street, Gettysburg, PA 17325

ESTATE OF FRANCES M. SNEERINGER a/k/a FRANCES MILDRED SNEERINGER, DEC'D

Late of the Borough of McSherrystown, Adams County, Pennsylvania

Administrator CTA: Michael J. Sneeringer, 327 Group Mill Road, New Oxford, PA 17350

Attorney: Stonesifer and Kelley, P.C., 209 Broadway, Hanover, PA 17331

ESTATE OF JOSEPH P. SNEERINGER, SR., DEC'D

Late of the Borough of McSherrystown, Adams County, Pennsylvania

Administrator CTA: Michael J. Sneeringer, 327 Group Mill Road, New Oxford, PA 17350

Attorney: Stonesifer and Kelley, P.C., 209 Broadway, Hanover, PA 17331

ESTATE OF JOHN F. WAYBRIGHT, DEC'D

Late of Cumberland Township, Adams County, Pennsylvania

Administratrices: M. Blanche Yingling, 710 Barlow Road, Gettysburg, PA 17325; Catherine B. Hail, 8 Newark Street, Littlestown, PA 17340

Attorney: Ronald J. Hagarman, Esq., 110 Baltimore Street, Gettysburg, PA 17325

ESTATE OF HANNAH J. WERTZ, DEC'D

Late of Oxford Township, Adams County, Pennsylvania

Executor: Raymond A. Williams, P.O. Box 374, Hanover, PA 17331

Attorney: Keith R. Nonemaker, Esq., Guthrie, Nonemaker, Guthrie & Yingst, 40 York Street, Hanover, PA 17331

SECOND PUBLICATION

ESTATE OF ELIZABETH A. BEALING, DEC'D

Late of Mt. Pleasant Township, Adams County, Pennsylvania

Executor: Michael Bealing, 5828 Ambau Road, Spring Grove, PA 17362

Attorney: Keith R. Nonemaker, Esq., Guthrie, Nonemaker, Guthrie & Yingst, 40 York Street, Hanover, PA 17331

ESTATE OF WANDA L. COOK, DEC'D

Late of the Borough of East Berlin, Adams County, Pennsylvania

Executrix: Karen L. Middleton, 345 Flagstone Drive, Myrtle Beach, SC 29588

ESTATE OF GERTRUDE L. PLOUSE, DEC'D

Late of Oxford Township, Adams County, Pennsylvania

Executrix: Elizabeth C. Monahan, 315 McKinley Avenue, Norwood, PA 19074

Attorney: Catherine J. Gault, Esq., 31 S. Washington Street, Gettysburg, PA 17325

THIRD PUBLICATION

ESTATE OF MARGUERITE E. HOSTETTER, DEC'D

Late of the Borough of McSherrystown, Adams County, Pennsylvania

Co-Executrices: Sherry E. Dennis, 1125 Irishtown Road, New Oxford, PA 17350; Deanna L. Shorb, 1414 Summer Street, Grinnell, IA 50112

Attorney: Keith A. Hassler, Attorney at Law, 9 North Beaver Street, York, PA 17401

ESTATE OF HAROLD W. MENGES, DEC'D

Late of Oxford Township, Adams County, Pennsylvania

Executors: Clair F. Menges, 6329 York Road, Spring Grove, PA 17362; Robert E. Menges, 4575 York Road, New Oxford, PA 17350

Attorney: Elinor Albright Rebert, Esq., 515 Carlisle Street, Hanover, PA 17331

ESTATE OF MARIE G. RISER, DEC'D

Late of Oxford Township, Adams County, Pennsylvania

George Riser, 1306 Irishtown Road, New Oxford, PA 17350; Anita Buie, 7 Bemberton Drive, East Berlin, PA 17316

Attorney: John A. Wolfe, Esq., Wolfe & Rice, LLC, 47 West High Street, Gettysburg, PA 17325

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 98-S-1232 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN piece, parcel or tract of land, situate, lying and being in Highland Township, Adams County, Pennsylvania, more particularly bounded, limited and described as follows, to-wit:

TRACT NO. 1

BEGINNING at a point for a corner, in the center of the State Highway leading from Gettysburg to Fairfield marked by an iron pin set on the North side of said highway; thence running by land now or formerly of J.J. Spence, North eight and three-fourths (8-3/4) degrees West, two hundred and fourteen (214) feet to an iron pin; thence running by land of the same, North eighty-one and one-fourth (81-1/4) degrees East, one hundred and fifty-four (154) feet to an iron pin; thence running by land of the same, South eight and three-fourths (8-3/4) degrees East, two hundred and fourteen (214) feet to a point in the center of the above mentioned highway marked by an iron pin set on the North side of said highway; thence running in the center of said highway, South eighty-one and one-fourth (81-1/4) degrees West, one hundred fifty-four (154) feet to a point in the center of said highway, the place of BEGINNING. CONTAINING one hundred and twenty-one perches and fourteen square feet.

TRACT NO. 2

BEGINNING at spike in the center of Pennsylvania Route #116 leading from

Gettysburg to Fairfield at Southwest corner of land of the Estate of Allen L. Mallow, said spike being South 8 degrees 45 minutes East from an iron pin set back 21.1 feet along the line; thence in the center of said road, South 81 degrees 15 minutes West, 10 feet to a spike in the center of said road; thence along other land now or formerly of J.J. Spence and Ruth J. Spence, husband and wife, through an iron pin set back 21.1 feet along the line, North 8 degrees 45 minutes West, 214 feet through a small stream to an iron pin, thence along other land now or formerly of J.J. Spence, husband and wife, North 81 degrees 15 minutes East, 10 feet to an iron pin; thence by other land of Estate of Allen L. Mallow, back across the small stream, South 8 degrees 45 minutes East, 214 feet through an iron pin set back 21.1 feet to a spike in the center of the highway, the place of BEGINNING. CONTAINING 7 perches and 204.11 square feet.

TRACT NO. 3

BEGINNING at a point in the center of Pennsylvania Route #116 leading from Gettysburg to Fairfield at Southeast corner of lot of the Estate of Allen L. Mallow; thence by other land of the Estate of Allen L. Mallow through an iron pin set back along the line, North 8 degrees 45 minutes West, 214 feet across small stream to an iron pin; thence by other land now or formerly of J.J. Spence and Ruth J. Spence, husband and wife, North 81 degrees 15 minutes East, 60 feet to an iron pin; thence by other land now or formerly of J.J. Spence and Ruth J. Spence, husband and wife, to be conveyed to John E. and Mary V. McDannell, South 8 degrees 45 minutes East, 214 feet through an iron pin set back 21.1 feet along the line to a point in the center of said State Highway; thence along the center of said State Highway,

South 82 degrees 15 minutes West, 60 feet to a point, the place of BEGINNING. CONTAINING 47 perches and 44.25 square feet.

The description of Tract Nos. 2 and 3 were taken from draft of survey made June 7th, 1958, by Wilbur V. Redding, Registered Surveyor.

BEING Tax Parcel # D-14-22.

BEING known as: 3115 Fairfield Road, Gettysburg, PA 17325.

IT BEING the same three tracts of land which the Estate of Allen L. Mallow, by Excerpt from Adjudication, dated May 20th, 1996, and recorded in the Office of the Recorder of Deeds in and for Adams County, Pennsylvania, in Record Book 1205, at Page 252, (microfiche number OC-43-96) awarded real estate unto Roxann M. Baldwin, who is joined in the conveyance by her husband, Dennis J. Baldwin, Grantors herein.

SEIZED and taken into execution as the property of **Michael L. Glynn** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

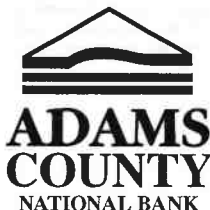
TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 1, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/1, 8 & 15

Helping families achieve
their long-range financial goals
is our business.



Member FDIC

Adams County Legal Journal

Vol. 43

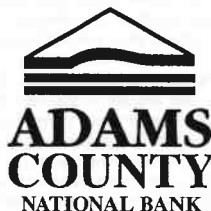
February 8, 2002

No. 37, pp. 204-209

IN THIS ISSUE

COMMONWEALTH VS. TAYLOR

In times like these,
you and your clients need
the experience and expertise
provided by a trust professional.



Member FDIC

ADAMS COUNTY LEGAL JOURNAL (USPS 542-600)

Designated for the Publication of Court and other Legal Notices. Published every Friday by Adams County Bar Association, John W. Phillips, Esq., Editor and Business Manager.

Subscribers within Adams County should send subscriptions direct to the business office. Subscribers outside of Adams County should send subscriptions to Wm. W. Gaunt & Sons, Inc., 3011 Gulf Drive, Holmes Beach, FL 34217-2199. Postmaster: Send address changes to Adams County Legal Journal, 111 Baltimore Street, Room 305, Gettysburg, PA 17325.

Business Office - 111 Baltimore Street, Room 305, Gettysburg, PA 17325. Telephone: (717) 334-6781 ext 336
Periodicals postage paid at Gettysburg, PA 17325.

Copyright© 1959 by Wm. W. Gaunt & Sons, Inc., for Adams County Bar Association, Gettysburg, PA 17325.

All rights reserved.

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-824 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that certain tract of land situate, lying and being in Butler Township, Adams County, Pennsylvania, bounded and described as follows:

TRACT NO. 3

BEGINNING at the railroad spike at the center line in the intersection of Legislative Route 01006, Pa Legislative Route 531 and Township Road T-530; thence in said Pa. Legislative Route 531, North 19 degrees 15 minutes East, 91.63 feet to a railroad spike; thence by land now or formerly of Sherman S. Speelman and wife, North 57 degrees 47 minutes 50 seconds East, 77.58 feet to an iron pin; thence by same, South 80 degrees 4 minutes 20 seconds East, 141 feet to an iron pin at land now or formerly of Clarence Speelman; thence by said land of Clarence Speelman, South 6 degrees 49 minutes 40 seconds West, 134.14 feet to a railroad spike in the center line of Township Road T-530; thence in said Township Road North 82 degrees 17 minutes West, 220.8 feet to a railroad spike located in the intersection of Legislative Route 01006, PA Legislative Route 531 and Township Road T-530, the place of BEGINNING.

CONTAINING 27,066 Square Feet.

The above description was taken from a Sub-division Plan dated August 27, 1975, and prepared by Boyer-Price Surveys, Inc. and recorded in Adams County Plat Book 10 at page 22, designating the above as Parcel B.

Title of Record for Tract No. 3 appears to be vested in Francis W. Mastroiuni and Grace M. Mastroiuni, husband and wife, by Deed Dated 7/27/1981 and Recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania, on 7/27/1981 in Deed Book 358 Page 341.

SEIZED and taken into execution as the property of **Francis W. Mastroiuni & Grace M. Mastroiuni** and to be sold by me

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a

schedule of distribution will be filed by the Sheriff in his office on April 1, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

1/25, 2/1 & 8

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-712 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN tract of land situate, lying and being in Union Township, Adams County, Pennsylvania bounded and described as follows, to wit:

BEGINNING for a point on the edge of a public right of way known as Creek View Drive and at Lot 11 of the hereinafter referred to Final Plan; thence along Lot No. 11 North eighty (80) degrees fourteen (14) minutes fifty-nine (59) seconds East nine hundred seventy-four and sixty-six one-hundredths (974.66) feet to a point at lands now or formerly of Hanover Shoe Farms, Inc.; thence along lands now or formerly of Hanover Shoe Farms, Inc. South twenty (20) degrees forty (40) minutes seventeen (17) seconds West nine hundred forty-four and seventeen one-hundredths (944.17) feet to a point at lands now or formerly of Catherine J. Jenkins and Mary B. Wivell; thence along lands now or formerly of Catherine J. Jenkins and Mary B. Wivell South sixty-three (63) degrees eighteen (18) minutes thirteen (13) seconds West one hundred eighty-eight and ninety-five one-hundredths (188.95) feet to a point at Lot No. 9 of the hereinafter referred to Final Plan; thence along Lot No. 9 North twenty-four (24) degrees fifty (50) minutes fifty-four (54) seconds West five hundred eighteen and eighty-two one-hundredths (518.82) feet to a point at Lot No. 8; thence along Lot No. 8 North forty-two (42) degrees

fifty-four (54) minutes forty-three (43) seconds West three hundred eighty and no one-hundredths (380.00) feet to a point right-of-way as Creek View Drive, thence along the edge of Creek View Drive by a curve to the left having a radius of sixty and no one-hundredths (60.00) feet, having a long chord bearing and distance of South eighteen (18) degrees forty (40) minutes eight (08) seconds West fifty-seven and eleven one-hundredths (57.11) feet; for an arc distance of fifty-nine and fifty-two one-hundredths (59.52) feet to a point, the place of BEGINNING.

Premises being: 25 Creekview Drive, Littlestown, PA 17340

Tax Parcel # (41)K16-0057

SEIZED and taken into execution as the property of **Dean M. McGlone & Cathy M. McGlone** and to be sold by me

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 1, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

1/25, 2/1 & 8

NOTICE

NOTICE IS HEREBY GIVEN that Bandy L. Jarosz intends to apply in open court for admission to the Bar of the Court of Common Pleas of Adams County, Pennsylvania on the 20th day of February, 2002, and that she intends to practice law as an Associate Attorney at the Law Offices of Karen J. Clark-Oyler and Ralph D. Oyler, County of Adams, 31 South Washington Street, Gettysburg, Pennsylvania.

1/25, 2/1 & 8

COMMONWEALTH VS. TAYLOR

1. It is well settled law of this Commonwealth that prosecutions under general provisions of a penal code are prohibited where applicable special provisions are available. However, our Supreme Court has held that this general policy is only applicable "where the conflict between the statutes is irreconcilable."

2. Thus, "even if the two [statutory sections] have identical elements in the sense that the special wholly encompasses the general, so long as the general has elements outside the special, the Commonwealth is not precluded from pursuing both charges in one trial."

3. Where the same set of facts constitute more than one criminal offense, an analysis that focuses solely on the distinguishing element of the various penal provisions misses the mark. Instead, the focus should be on whether or not the Legislature in proscribing certain conduct has chosen to set forth a particular and specific penal provision which addresses a distinct subset of circumstances within a general category of criminal activity.

4. If (the) statute prohibits injury to "a person", then the defendant may be punished separately for each victim ... On the other hand, if the statute prohibits injury to "one or more persons" then the defendant may be punished only once, regardless of the number of victims.

In the Court of Common Pleas of Adams County, Pennsylvania, Criminal, No. CC-227-01, COMMONWEALTH VS. SHAWNA TAYLOR.

Paul Dean, Esq., Assistant District Attorney, for Commonwealth
Steve Rice, Esq., Assistant Public Defender, for Defendant
Kuhn, J., June 6, 2001

OPINION PURSUANT TO DEFENDANT'S OMNIBUS PRE-TRIAL MOTION

The background of this matter involves an alleged incident on December 8-9, 2000. Police received a report on December 8, 2000, of underage drinking at 25 Commerce Street, New Oxford, Adams County. Armed with a search warrant, police arrived at the residence at approximately 12:28 a.m. on December 9th. The Defendant and five minors were present. As a result of observations, a criminal complaint charging 10 counts was filed against Defendant. The Information charges Defendant with five counts of Corruption of Minors, 18 Pa. C.S.A. §6301(a)(1), and five counts of Furnishing Alcohol to Minors, 18 Pa. C.S.A. §6301.1. Counts 1 and 6 relate to C.R.Z., Counts 2 and 7 to D.J.Z., Counts 3 and 8 to J.A.R., Counts 4 and 9 to B.N.H., and Counts 5 and 10 to A.H.R.

Before the Court for disposition is Defendant's Omnibus Pre-trial Motion filed June 6, 2001, as amended. Defendant raises two issues:

a) whether one set of charges should be dismissed because they charge, in general terms, the specific conduct alleged in the other set of charges and b) whether the charges violate the rule against multiplicity.

We begin our analysis with an examination of the statutory provisions at issue:

§6301. Corruption of Minors.

(a) Offense Defined.—

(1) Whoever, being of the age of 18 years and upwards, by any act corrupts or tends to corrupt the morals of any minor less than 18 years of age . . . commits a misdemeanor of the first degree.

§63101. Selling or Furnishing Liquor or Malt or Brewed Beverages to Minors

(a) Offense Defined. — Except as provided in subsection

(b), a person commits a misdemeanor of the third degree if he intentionally and knowingly sells or intentionally and knowingly furnishes, or purchases with the intent to sell or furnish, any liquor or malt or brewed beverages to a person who is less than 21 years of age.

Defendant contends that he cannot be properly prosecuted under the general criminal offense of Corruption of Minors when a more specific and less serious crime, Furnishing Alcohol to Minors, is applicable. We disagree. Numerous cases have addressed the legal principle involved but not in the context of the specific facts alleged herein. As stated in *Commonwealth v. Miller*, 606 A.2d 995, 497-8 (Pa. Super. 1992),

It is well settled law of this Commonwealth that prosecutions under general provisions of a penal code are prohibited where applicable special provisions are available. *Commonwealth v. Warner*, 504 Pa. 600, 606-08, 476 A.2d 341, 344 (1984); *Commonwealth v. Brown*, 346 Pa. 192, 199, 29 A.2d 793, 796-97 (1943). However, our Supreme Court has held that this general policy is only applicable “where the conflict between the statutes is irreconcilable.” *Commonwealth v. Warner, supra.*, 476 A.2d at 344. Thus,

“[e]ven if the two [statutory sections] have identical elements in the sense that the special wholly encompasses the general, so long as the general has elements outside the special, the Commonwealth is not precluded from pursuing both charges in one trial.” Id.

Recently, our Supreme Court described the analysis to be employed in deciding whether the prosecution can proceed under both penal provisions.

In determining how to effectuate the policy articulated in *Brown* where the same set of facts constitute more than one criminal offense, an analysis that focuses solely on the distinguishing element of the various penal provisions misses the mark. A comparison of statutes, element by element, is a review more appropriate to application of the merger doctrine for purposes of sentencing. See *Commonwealth v. Anderson*, 538 Pa. 574, 650 A.2d 20 (1994). Instead, the focus should be on whether or not the Legislature in proscribing certain conduct has chosen to set forth a particular and specific penal provision which addresses a distinct subset of circumstances within a general category of criminal activity.

Commonwealth v. Lussi, 757 A.2d 361, 364 (Pa. 2000).

Examples of the application of the legal principle involved can be found in *Commonwealth v. Brown, supra*. (where it was held that a person who knowingly makes a false statement on an affidavit required by the Election Code must be prosecuted under provisions of that code rather than under the perjury provision of the Penal Code), *Commonwealth v. Buzak*, 179 A.2d 248 (Pa. Super. 1962) (where it was held that a person who knowingly made a false representation in order to obtain compensation under the Unemployment Compensation Law had to be prosecuted under the section of that law which made his act a summary offense and could not be prosecuted for the felony of false pretenses under the Penal Code of 1939); *Commonwealth v. Vukovich*, 447 A.2d 267 (Pa. Super. 1982) (where it was held that a person who presented a forged prescription for the purpose of obtaining drugs available only with a valid prescription had to be prosecuted under the Pharmacy Act, as a misdemeanor, rather than under the forgery section of the Crimes Code, as a

felony), *Commonwealth v. Miller*, 606 A.2d 495 (Pa. Super. 1992) (where it was held that a person making an intentionally false statement on a liquor license application must be prosecuted under provisions of the Liquor Code, 47 Pa. S. §4-403(b), rather than under the false swearing provisions of the Crimes Code, 18 Pa. C.S.A. §4903(a)(2)); and *Commonwealth v. Lussi*, *supra*. (where it was held that an elected tax collector who fails to make proper disposition of taxes collected must be prosecuted under the Local Tax Collection Law, 72 P.S. §5511.39, rather than under the Crimes Code for Theft by Failure to Make Required Disposition of Funds Received, 18 Pa. C.S.A. §3927).

When examining the two sections involved in this case, we find 1) that the victim must be less than 18 years of age under §6301 but less than 21 years of age under §6310.1 and 2) that one must commit an act which corrupts or tends to corrupt under §6301 while the mere furnishing of alcohol to someone under 21 violates §6310.1, without regard to whether it would corrupt or tend to corrupt that person. Because the more specific statute, §6310.1, could describe a set of facts which extend beyond the parameters of the more general statute, §6301, by applying to persons between the ages of 18 and 21 years it can be said that these sections are reconcilable.

Defendant contends that focus upon age differential is insignificant. We note, however, that in *Commonwealth v. Sayko*, 515 A.2d 894 (Pa. 1986) the defendant was charged with Indecent Assault, 18 Pa. C.S.A. §3127, Indecent Exposure, 18 Pa. C.S.A. §3126, and Corruption of Minors. The Court held that each charge contains different elements designed to protect different interests. It further noted that the corruption offense can only be committed against a minor although the other offenses could victimize minors and non-minors. As such, the interests are different and the defendant could be both prosecuted and sentenced separately on each count. To the same effect, see *Commonwealth v. Hitchcock*, 565 A.2d 1159 (Pa. 1989).

It is generally accepted practice that where a person is charged with Corruption of Minors that the suspect is also charged with the underlying criminal behavior. It is difficult for this Court to believe that it is the intent of the Legislature for a corruption charge to lie only when the underlying conduct is not otherwise criminal. If we uphold Defendant's position just such a result would follow.

We, therefore, find Defendant's contention misplaced.

Next, Defendant contends that Commonwealth should only have charged him in a single count of violating §6301 and/or §6310.1 rather than in a separate count for each of the five juveniles. Defendant's contention on this issue is also misplaced.

We begin by examining Pa. R.Crim.P. 563 which provides:

(A) Two or more offenses, of any grade, may be charged in the same information if:

...

(2) the offenses charged are based on the same act or transaction.

(B) There shall be a separate count for each offense charged.

Without having said so directly, Defendant contends that the alleged conduct constitutes but a single offense. Caselaw suggests otherwise.

We need to look no further than our Supreme Court's holding in *Commonwealth v. Frisbie*, 485 A.2d 1098 (Pa. 1984) to support our conclusion. There, Frisbie drove his car through a crowded intersection and seriously injured nine pedestrians. The precise issue in that case was whether a single act which injures multiple victims could be the basis for multiple sentences for violation of Section 2705 of the Crimes Code (Recklessly Endangering Another Person). The Court stated that the task before it was "to simply determine whether the legislature intended that each injury constitute a separate offense." 485 A.2d at 1100. Because Section 2705 made it an offense to engage in conduct which placed "another person" in danger, the Court concluded

That §2705 was written with regard to an individual person being placed in danger of death or serious bodily injury, and that a separate offense is committed for each individual person placed in such danger. Id.

The Court noted that where the legislature intended to treat multiple injuries arising from a single act to constitute one offense, it expressly said so, as in Crimes Code Sections 2707 ("one or more persons") and §2710 ("another individual or group of individuals). As explained in *Commonwealth v. Davis*, 760 A.2d 406, 411 (Pa. Super. 2000) *Frisbie* stands for the proposition that

if statute prohibits injury to "a person", then the defendant may be punished separately for each victim . . . On

the other hand, if the statute prohibits injury to “one or more persons” then the defendant may be punished only once, regardless of the number of victims.

The *Frisbie* analysis was followed in *Commonwealth v. Williams*, 522 A.2d 1095 (Pa. 1987) (where a defendant was sentenced separately for arson endangering persons and three counts of attempted murder arising out of a single fire), *Commonwealth v. Dungan*, 539 A.2d 817 (Pa. Super. 1988) (where a defendant charged with Homicide by Vehicle While Driving Under the Influence was sentenced separately for three deaths resulting from a single vehicular collision), and *Commonwealth v. DeSumma*, 559 A.2d 521 (Pa. 1989) (where the late amendment of an information was denied when the Commonwealth attempted to allege that the defendant fired a shotgun at three additional victims because the assault on each victim would constitute a separate offense).

As set forth above, both §6301 (“any minor”) and §6310.1 (“a person”) are written in the singular and therefore a separate offense is committed against each victim even if there is but a single criminal episode involved.

Accordingly, the attached Order is entered.

ORDER OF COURT

AND NOW, this 14th day of August, 2001, Defendant’s Omnibus Pre-Trial Motion filed June 6, 2001, as amended, is denied.

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-855 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 22nd day of February, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN tract of land situate, lying and being in Latimore Township, Adams County, Pennsylvania, bounded and described as follows, to wit:

BEGINNING at a railroad spike set in the centerline of Pennsylvania L.R. 01008, Stoney Point Road; thence along lands now or formerly of Richard E. Anderson, North sixty-seven (67) degrees eighteen (18) minutes ten (10) seconds East, four hundred fifty and zero hundredths (450.00) feet passing through a concrete marker set twenty-eight and seventy-six hundredths (28.76) feet from the beginning of this course to a concrete marker set; thence along same, South twenty-two (22) degrees forty-one (41) minutes fifty (50) seconds East, one hundred sixty and zero hundredths (160.00) feet to a point in the centerline of Mud Run; thence in Mud Run, South sixty-three (63) degrees ten (10) minutes zero (00) seconds West, four hundred and zero hundredths (400.00) feet to a point; thence by same, South six (06) degrees thirty-eight (38) minutes twelve (12) seconds East, one hundred twenty-five and seventy-six hundredths (125.76) feet to a point; thence by same, South seventeen (17) degrees fifty-three (53) minutes thirty (30) seconds West, ninety and zero hundredths (90.00) feet to a point in the centerline of a twenty (20) foot wide private right-of-way; thence in said right-of-way, South eighty-seven (87) degrees thirty-four (34) minutes thirty (30) seconds West, one hundred twelve and zero hundredths (112.00) feet passing through a rebar set forty and zero hundredths (40.00) feet from the end of this course to a railroad spike set in the centerline of Pennsylvania L.R. 01008, Stoney Point Road; thence in Pennsylvania L.R. 01008, Stoney Point Road, on a curve to the right, said curve having a radius of two thousand eight hundred sixty-four and ninety hundredths (2864.90) feet and an arc distance of four hundred fifty-nine and eighty-one hundredths (459.81) feet; the chord bearing being North two (02) degrees ten (10) minutes twenty-two and five-tenths (22.5) seconds East, four hundred fifty-nine and thirty-two hundredths (459.32) feet to a railroad spike set in the centerline of Pennsylvania L.R. 01008, Stoney Point Road, the point and place of BEGINNING. CONTAINING 2.890 acres, more or less.

The above description was taken from a plan of lots prepared by John R.

Williams, P.L.S., dated March 15, 1983, and recorded in Plat Book 38, page 10.

HAVING ERECTED THEREON a dwelling known as 3061 Stoney Point Road, East Berlin, Pennsylvania.

BEING THE SAME PREMISES WHICH Kevin S. Anderson and Judie A. Anderson by Deed dated April 23, 1996 and recorded May 1, 1996 in Adams County Deed Book 1186, Page 75, granted and conveyed unto Kevin S. Anderson and Judie A. Anderson.

SEIZED IN EXECUTION AS THE PROPERTY OF KEVIN S. ANDERSON AND JUDIE A. ANDERSON UNDER ADAMS COUNTY JUDGMENT NO. 01-S-855.

MAP & PARCEL #K4-39A

SEIZED and taken into execution as the property of **Judie A. Anderson & Kevin S. Anderson** and to be sold by me

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on March 18, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

1/25, 2/1 & 8

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1258 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 15th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that tract of land situate, lying and being in Germany Township, Adams County, Pennsylvania, bounded and described as follows:

BEGINNING for a point on the eastern edge of Kensington Drive and Lot No. 9 of the hereinafter referenced subdivision plan; thence along said eastern edge of Kensington Drive, North 07 degrees 15 minutes 00 seconds East, 100 feet to a point at the intersection of Kensington Drive and Windsor Court; thence along same, North 52 degrees 15 minutes 00 seconds East, 35.36 feet to a point on the southern edge of Windsor Court; thence along same, the following three (3) courses and distances: 1) South 82 degrees 45 minutes 00 seconds East,

69.40 feet to a point; 2) by a curve to the right whose radius is 50 feet and whose long chord bearing is South 52 degrees 45 minutes 00 seconds East, 50 feet to an arc distance of 52.36 feet to a point; 3) by a curve to the left whose radius is 50 feet and whose long chord bearing is South 52 degrees 29 minutes 34 seconds East, 49.60 feet to an arc distance of 51.9 feet to a point at Lot No. 7 on said plan; thence along same, South 07 degrees 45 minutes 40 seconds West, 75 feet to a point at Lot No. 9 of said plan; thence along same, North 82 degrees 45 minutes 00 seconds West, 179.89 feet to a point on the eastern edge of Kensington Drive, the point and place of BEGINNING. CONTAINING 20,089 Square Feet.

The above description was taken from a draft of survey prepared by Thomas & Associates, dated March 27, 1978, recorded in Plat Book 24 at page 1, designating the above as Lot No. 8, of Section 1, Wildwycke Village.

The above-described tract of land being the same which Robert E. Kirkpatrick and Jeanne D. Kirkpatrick, husband and wife, by their deed dated June 19, 1987 and recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania in Record Book 460 at page 323, granted and conveyed unto Robert A. Cochran and Jacqueline L. Cochran, husband and wife.

Improved with a single family 2-story bi-level with 1-car attached garage.

SEIZED and taken into execution as the property of **Robert A. Cochran & Jacqueline L. Cochran** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 8, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/8, 15 & 22

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1059 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 15th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

IN THE COURT OF
COMMON PLEAS OF
ADAMS COUNTY, PENNSYLVANIA

CIVIL DIVISION
NO. 01-S-1059

CHASE MANHATTAN MORTGAGE
CORPORATION, Plaintiff

vs.

RODGER M. PALMER and PATRICIA A.
PALMER, Defendants

LONG FORM DESCRIPTION

ALL that certain tract of land situate, lying and being in Conewago Township, Adams County, Pennsylvania, bounded and described as follows, to wit:

BEGINNING for a point on the sixty (60) foot right-of-way line of Conewago Drive at Lot No. 24 as shown on the hereinafter described subdivision plan; thence along said Lot No. 24, South fifty (50) degrees six (06) minutes fifty-nine (59) seconds West, one hundred eleven and sixteen hundredths (111.16) feet to a point at Lot No. 22 as shown on the hereinafter described subdivision plan; thence along said Lot No. 22, North twenty-two (22) degrees three (03) minutes fifty-three (53) seconds West, one hundred five (105.00) feet to a point on the sixty (60) foot right-of-way line of Tiffany Court, North sixty-seven (67) degrees fifty-six (56) minutes seven (07) seconds East, sixty-nine and twenty-nine hundredths (69.29) feet to a point; thence further along the sixty (60) foot right-of-way line of Tiffany Court and onto the sixty (60) foot right-of-way line of Conewago Drive by a curve to the right, the radius of which is twenty-five (25.00) feet, with an arc distance of thirty-five and thirty-eight hundredths (35.38) feet, and a long chord bearing and distance of South seventy-one (71) degrees thirty-one (31) minutes sixteen (16) seconds East, thirty-two and fifty hundredths (32.50) feet to a point; thence further along the sixty (60) foot right-of-way line of Conewago Drive by a curve to the left, the radius of which is three hundred thirty (330.00) feet, with an arc distance of fifty-one and thirty hundredths (51.30) feet, and a long chord bearing and distance of South thirty-five (35) degrees twenty-five (25) minutes fifty (50) seconds East, fifty-one and twenty-four hundredths (51.24) feet to a point at Lot No. 24 aforesaid, the point and place of BEGINNING.

CONTAINING 8,605 square feet.

BEING Lot No. 23 on the Final Plan of Samuel R. Sneeringer, dated March 8, 1990, and recorded in the Recorder of Deeds Office in and for Adams County, Pennsylvania, in Plat Book 55, page 60.

BEING the same premises which Samuel R. Sneeringer, by Deed dated September 4, 1992 and recorded in the Office of the Recorder of Deeds of Adams County on September 8, 1992, in Deed Book Volume 640, Page 991, granted and conveyed unto Rodger M. Palmer and Patricia A. Palmer.

UNDER AND SUBJECT, nevertheless, to the restrictions attached hereto and made a part hereof.

RESTRICTIONS

1. No lot shall be used except for residential purposes by one family per household. The construction plans and specifications for the dwelling to be used for residential purposes only must be approved prior to the start of construction by a temporary character, trailer, basement, tent, shack, garage, barn or other outbuilding shall be used on any lot at any time as a residence, either temporarily or permanently.

2. No garage may be erected on each lot whether attached to or separate from the dwelling located on each lot except by the written approval of the developer.

3. No ornaments or decorations of any nature may be placed on the front lawn of each lot. No fences of any kind shall be erected on the rear or sides of each lot that exceeds the maximum height of 42", excepting for patio screening. No fence shall project closer to the street on which the dwelling fronts than such dwelling itself.

4. Any inoperative motor vehicle must be stored within the confines of a garage. An inoperative vehicle is one that is not licensed and bearing a current inspection sticker. Maintenance requiring more than a screw driver for any vehicle, bike, camper, boat or machine of any sort must be performed in rear of lot or in a garage. All articles that are stored outside the confines of a building must be kept in rear of lots. No boats, campers, trailers, motorcycles, bicycles or any other articles which are not in daily use shall remain nearer the front lot line than the rear wall of premises. No automobile bodies, junk, unassembled cars, rubbish or other debris shall be kept on any lot.

5. A post light must be installed and maintained on each lot by the owner thereof, said installation must be made prior to the completion of the dwelling built upon each lot, and said post light must be placed within an area ten (10) feet behind rear of curb; said post light will be a minimum of forty (40) watts and must be lighted at all times from sundown to sunup of each day.

6. No trailer or camper of any size shall be parked on the front or side area of the dwelling located on each lot.

7. No noxious or offensive activity shall be carried on upon any lot, nor shall anything be done thereon or be permitted to be done thereon, which may be or become an annoyance or nuisance to the adjoining lot owners or the neighborhood in general.

8. No business or manufacturing establishment of any nature shall be maintained or conducted upon any lot, excepting the sales office of the undersigned, his heirs or assigns.

9. No fence, wall, hedge or shrub planting which obstructs sight lines shall be placed or permitted to remain at any corner lot at street intersections and no trees shall be permitted to remain within such intersections unless the foliage line is maintained at sufficient height to prevent obstruction of such sight lines.

10. No poles or appliances upon which to hang or expose laundry shall be erected or maintained on such premises closer to the front of said premises than the rear wall of the dwelling to be erected thereon. No billboard shall be erected on the premises.

11. All lots hereby conveyed shall at all times be kept in a clean and presentable condition in keeping with the rest of the community. The Developer reserves the right to go onto said lot to clear the same of brush and debris and to mow or cut the grass thereon if the owner fails to comply to written notices mailed to the owners' last known address. The owner shall be liable to the Developer for any cost incurred by the Developer in doing so.

12. The above covenants and restrictions shall apply only to the lots hereinabove referred to, and shall not, in any event, be held to any other lands of the owner or the developer from which these lots were subdivided, nor shall the owner or developer be obligated to impose these restrictions or covenants upon other lands of Samuel R. Sneeringer.

13. Invalidation of any of these covenants, conditions and restrictions by judgment or court order shall in no way affect any of the other covenants, conditions or restrictions hereinabove set forth which shall remain in full force and effect.

14. These restrictions and covenants are to run with the land and shall be binding on all parties and all persons claiming under them for a period of thirty (30) years from the date these restrictions and covenants are recorded, after which time said restrictions and covenants shall be automatically extended for successive periods of ten (10) years unless an instrument signed by 75% of the then owners of the lots has been recorded, agreeing to change such restrictions and covenants in whole or in part.

Grenen & Birsic, P.C.
By: /s/Kristine M. Faust, Esq.
Attorneys for Plaintiff
One Gateway Center, Nine West
Pittsburgh, PA 15222
(412) 281-7650

(continued on page 5)

Parcel No. 08 K14-0219

SEIZED and taken into execution as the property of **Rodger M. Palmer & Patricia A. Palmer** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 8, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/8, 15 & 22

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-981 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 15th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN tract of land situate, lying and being in Huntington Township, Adams County, Pennsylvania, more particularly bounded and described as follows to wit:

BEGINNING at a point in or near the centerline of U.S. Route 15; thence leaving said centerline and extending along a right-of-way the following courses and distances: North thirty-four (34°) degrees thirty (30') minutes (30") seconds East four hundred four and seven hundredths (404.07) feet to an iron pipe; thence North thirty-four (34°) degrees thirty (30') minutes (30") seconds East one hundred seventy-four and twenty-six hundredths (174.26) feet to an iron pipe at stones at lands now or formerly of George R. Barrick; thence continuing along the last mentioned lands South fifty-five (55°) degrees twenty-three (23') minutes five (05") seconds East eight hundred eighty-five and twenty-one hundredths (885.21) feet to a concrete monument in or near the centerline of White Church Road, also known as T-568; thence extending in and along said centerline South forty-three (43°) degrees twelve (12') minutes seventeen (17") seconds West five hundred thirty-eight and sixty-two hundredths (538.62) feet to an iron pipe in the center of said last mentioned roadway; thence leaving said roadway and extending along lands now or formerly of the Episcopal Church and E.D.L.U. Corporation North fifty-eight (58°) degrees thirty-eight (38') minutes thirty-five (35") seconds West a distance of

eight hundred four and ninety-eight hundredths (804.98) feet to a point in or near the centerline of U.S. Route 15 being the point and place of BEGINNING.

CONTAINING 10.747 acres total and 9.012 acres net and being designated as Lot No. 2 on a final subdivision plan for John W. and Doris M. Breighner dated August 14, 1987, as prepared by John R. Williams, P.L.S. Said Plan is recorded in the Adams County Recorder's Office in Plan Book 47, Page 100.

UNDER AND SUBJECT, NEVERTHELESS, to all restrictions, easements, covenants and rights-of-way of prior record.

TOGETHER with all and singular, the said property, improvements, ways, waters, water courses, rights, liberties, privileges, hereditaments and appurtenances whatsoever thereunto belonging, or in anywise appertaining, and the reversions and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, property, claim and demand whatsoever, of, in and to the same and every part thereof.

TO HAVE AND TO HOLD the said hereditaments and premises hereby granted or mentioned, and intended so to be, with the appurtenances, unto the said Grantees, their heirs and assigns, to and for the only proper use and behoof of the said Grantees, their heirs and assigns forever.

BEING the same premises which Linden E. Trout and Mary C. Trout, husband and wife, by Deed dated February 28, 1994 and recorded in Adams County on March 4, 1994 at Deed Book Volume 855, Page 62 granted and conveyed to Verne W. Nestler, Jr. and Amelia Nestler, husband and wife.

SEIZED and taken into execution as the property of **Verne Nestler a/k/a Verne W. Nestler & Amelia Nestler** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 8, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/8, 15 & 22

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 00-S-296 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 22nd day of February, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN unit in the property known, named and identified in the declaration referred to below as South Branch Estates, located in the Township of Oxford, Adams County, Pennsylvania which has heretofore been submitted to the provisions of the Pennsylvania Uniform Condominium Act 68 P.S.A. Section 3101 et seq., by the recording in the Office of the Recorder of Deeds in and for Adams County, Pennsylvania, of a Land Development Plan dated October 6, 1995, last revised December 14, 1994 and recorded in Book 69, page 23 (together with all amendments and supplements thereto recorded on or before the date hereto) being all designated in such plan as Unit No. 14 as more fully bounded and described in such plan, together with a proportionate undivided interest in the Common Elements as defined in a Declaration Plan recorded in the Office of the Recorder of Deeds, in and for York County, PA in Record Book 1271, page 34.

TITLE TO SAID PREMISES IS VESTED IN Kerry L. Snyder and Sharon F. Snyder, their heirs and assigns by Deed from Philip R. Garland t/d/b/a Garland Construction dated 8/10/1998 recorded 8/26/1998 in Record Book 1648 Page 165.

Premises being: 42 Fiddler Drive, New Oxford, PA 17350

Tax Parcel # 1-52-014

SEIZED and taken into execution as the property of **Kerry L. Snyder & Sharon F. Snyder** and to be sold by me

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on March 18, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

1/25, 2/1 & 8

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-932 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 22nd day of February, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN unit in the property known, named and identified in the declaration referred below as South Branch Estates, located in the Township of Oxford, Adams County, Pennsylvania, which has heretofore been submitted to the provisions of the Pennsylvania Uniform Condominium Act, 68 P.S.A. Section 3101, et seq., by the recording in the Office of the Recorder of Deeds in and for Adams County, Pennsylvania of a land development plan dated October 6, 1995, last revised December 14, 1995 and recorded in Book 69, Page 23 (together with all amendments and supplements thereto recorded on or before the date hereof) being all designated in such plan as Unit No. 11, as more fully bounded and described in such plan, together with a proportionate undivided interest in the Common Elements as defined in a Declaration Plan recorded in the Office of the Recorder of Deeds, in and for Adams County, Pennsylvania in Record Book 1271, page 34.

UNDER AND SUBJECT to any and all covenants, conditions, restrictions, rights of way, easements and agreements of record including (but not limited to) those contained in instruments recorded in the aforesaid Recorder's Office in Record Book 69, Page 23.

TOGETHER with the limited common elements appurtenant as more fully shown of Plan 1271, Page 34.

HAVING ERECTED THEREON a dwelling known as 28 Fiddlers Drive, New Oxford, Pennsylvania.

BEING THE SAME PREMISES WHICH Philip R. Garland T/D/B/A Garland Construction by Deed dated October 12, 1999 and recorded October 20, 1999 in Adams County Deed Book 1937, Page 265, granted and conveyed unto Linda R. Hall.

SEIZED IN EXECUTION AS THE PROPERTY OF LINDA R. HALL UNDER ADAMS COUNTY JUDGMENT NO. 01-S-932.

MAP & PARCEL #1-52-11

SEIZED and taken into execution as the property of Linda R. Hall and to be sold by me

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on March 18, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after

the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

1/25, 2/1 & 8

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1075 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 15th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL those three tracts of land situate, lying and being in Straban Township, Adams County, Pennsylvania, bounded and described as follows:

Tract No. 1: BEGINNING at a spike in the center of the State Highway leading from Hunterstown to Lincoln Highway at lands now or formerly of John W. Lafferty, Jr.; thence by said lands, South 78 degrees West, 200 feet to an iron pin at other lands now or formerly of Vernie J. Criswell Estate; thence by said lands, North 14 degrees 30 minutes West, 100 feet to an iron pin; thence continuing by said lands, North 78 degrees East, 200 feet to a spike in the center of the State Highway leading from Hunterstown to Lincoln Highway; thence in said State Highway, South 14 degrees 30 minutes East, 100 feet to the place of BEGINNING. CONTAINING 73 perches.

The above description was taken from a draft of survey dated May 21, 1970, prepared by Leroy H. Winebrenner, C.S.

Tract No. 2: BEGINNING at a railroad spike in the center of the State Highway leading from Hunterstown to the Lincoln Highway, said Point of beginning being, South 14 degrees East, 363 feet from lands now or formerly of Guy Little; thence in said State Highway, South 12 degrees East, 200 feet to a spike in the center of said State Highway at other lands now or formerly of John W. Lafferty, Jr.; thence through a stake on the western side of said State Highway, South 78 degrees West, 200 feet to a stake; thence by said lands now or formerly of John W. Lafferty, Jr., North 12 degrees West, 200 feet to a point; thence by said lands, North 78 degrees East, 200 feet to the place of BEGINNING. CONTAINING 146 Perches.

The above description was taken from a draft of a survey made May 3, 1965 by Leroy H. Winebrenner, C.S.

Tract No. 3: BEGINNING at a point in the center of Pa. Legislative Route 01005 leading to U.S. Route 30 at other lands now or formerly of Edward K. Smith; thence by said lands, South 78

degrees West 200 feet to a point at other lands now or formerly of John W. Lafferty, Jr.; thence by said lands, North 12 degrees West, 65 feet to a point at land now or formerly of Edward K. Smith; thence by said land, North 78 degrees East 200 feet to a point in the center of Pa. Legislative Route 01005; thence in said Pa. Legislative Route, South 12 degrees East, 65 feet to the place of BEGINNING. CONTAINING 47 Perches.

The above-described three tracts of land being the same which Edward K. Smith and Connie R. Smith, his wife, by their deed dated July 7, 2000 and recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania in Record Book 2084 at page 287, granted and conveyed unto Stephen E. Wolff and Wanda S. Yohe, as joint tenants with the right of survivorship and not as tenants in common, the Defendants herein.

Improved with a 1-story residential dwelling, 1 car detached garage and several outbuildings.

SEIZED and taken into execution as the property of Stephen E. Wolff & Wanda S. Yohe and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 8, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/8, 15 & 22

INCORPORATION NOTICE

NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Pennsylvania Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, for the purposes of obtaining a Certificate of Incorporation of a proposed corporation to be organized under the provisions of the Pennsylvania Business Corporation Law of 1988, approved December 21, 1988, P.L. 144, No. 177, as amended. The name of the corporation is AIRWAVES LICENSING ASSISTANCE, INC.

2/8

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-338 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN lot, parcel, piece of ground situate in Carroll Valley Borough, formerly Liberty Township, Adams County, Pennsylvania, being Lot No. 169 Section P, bounded and described as follows, to wit:

BEGINNING at a point in the center of Ringneck Trail at Lot No. 168; thence by said lot North Thirty-three (33) degrees Fifty-seven (57) minutes Twenty-one (21) seconds East, One Hundred Sixty-five and Two hundredths (165.02) feet to Lot No. 170; thence by said lot South Forty-five (45) degrees Forty (40) minutes East, Two Hundred Sixty and Eighty-eight hundredths (260.88) feet to a point in the center of Finch Trail; thence in said Finch Trail, South Forty-four (44) degrees Twenty (20) minutes West, One Hundred Twenty (120) feet to a point in the intersection of Finch Trail and Ringneck Trail; thence in said Ringneck Trail North Fifty-six (56) degrees Two (2) minutes Thirty-nine (39) seconds West, Two Hundred Thirty-five (235) feet to the place of BEGINNING.

THE ABOVE DESCRIPTION is taken from a Plan of Lots named Section P, Charnita, dated August 11, 1969, prepared by Evans, Hagan & Holdefer and recorded in Plat Book 1 page 52.

BEING the same premises which Lawrence E. McLaughlin and D. Juene McLaughlin, his wife by deed dated August 22, 1997 and recorded September 11, 1997 in the Office of the Recorder of Deeds for Adams County in Deed Book 1437 page 256, granted and conveyed to Allen W. Beckett, trading doing business as Allen Beckett Construction.

Premises being: 23 Ringneck Trail, Fairfield, PA 17320

Tax Parcel No. 35-127

SEIZED and taken into execution as the property of **David Bawgus & Lisa M. Bawgus** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 1, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/1, 8 & 15

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1136 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

BEGINNING for a corner at a point in the Southeastern edge of North Street at the Northeastmost corner of Lot No. 11 as shown on the hereinafter referred to Subdivision Plan; and along the Southeastern edge of North Street, fifty-eight (58) degrees East thirty-eight and thirty-six hundredths (38.36) feet to an existing parker kalon nail set on the Westerly right-of-way line of Legislative Route 01034 (commonly known as North Oxford Road); thence in and along the Westerly right of way line of Legislative Route 01034 (North Oxford Road) South thirty-two (32) degrees fifty (50) minutes thirty-one (31) seconds East eighty-five and fifty-four hundredths (85.54) feet to an existing iron pin set in the Northerly edge of a ten (10) feet wide utility easement as shown on the hereinafter referred to Subdivision Plan; thence continuing in and along the Westerly right of way line of Legislative Route 01034 (North Oxford Road) by a curve to the left having a radius of four hundred fifty-five (455) feet, the long chord of which is South thirty-three (33) degrees thirty-six (36) minutes four (4) seconds East ten and sixteen hundredths (10.16) feet, an arc distance of ten and sixteen hundredths (10.16) feet to an existing iron pin at lands now or formerly of the Hanover Borough Municipal Authority as shown on the hereinafter referred to Subdivision Plan; thence along said last mentioned lands now or formerly of the Hanover Borough Municipal Authority, South fifty-eight (58) degrees twenty-nine (29) minutes twenty-four (24) seconds West thirty-nine and ninety-one hundredths (39.91) feet to a point at Lot No. 11 aforesaid; thence along said Lot No. 11 through the center of a partition wall, North thirty-two (32) degrees West ninety-five and thirty-five hundredths (95.35) feet to the point and place of BEGINNING.

TITLE TO SAID PREMISES IS VESTED IN Wesley L. Davis and Kimberly A. Davis, his wife by Deed from Guy K. Leister, single, and Leona M. Stambaugh, single, by her attorney-in-fact, Bruce C. Stambaugh, dated 8/20/1993, recorded 8/23/1993, in Deed Book 770, Page 41.

AND THE SAID Wesley Leon Davis and Kimberly Ann Davis were divorced from the bonds of matrimony in Docket# 01-S-721 on 10/4/2001.

Premises being: 642 North Street, McSherrystown, PA 17344

Tax Parcel No. 5-365

SEIZED and taken into execution as the property of **Wesley L. Davis & Kimberly A. Davis** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 1, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/1, 8 & 15

INCORPORATION NOTICE

NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Pennsylvania Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, for the purposes of obtaining a Certificate of Incorporation of a proposed corporation to be organized under the provisions of the Pennsylvania Business Corporation Law of 1988, approved December 21, 1988, P.L. 144, No. 177, as amended. The name of the corporation is CEE JA TRANSPORT, INC.

2/8

INCORPORATION NOTICE

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, on or about December 26, 2001 for the incorporation of OXFORD INN TOWNE, INC. under the Pennsylvania Business Corporation Law of 1988. The corporation shall engage in the business of restaurant operation, together with any legal function of a corporation under PA law. The initial registered office of the corporation is 126 Baltimore Street, Gettysburg, PA 17325.

Bernard A. Yannetti, Jr., Esq.
Hartman & Yannetti
Solicitor

2/8

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1169 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL those two tracts of land lying and situate in Carroll Valley Borough, formerly Liberty Township, Adams County, Pennsylvania, known as Lots No. 87 and 88 in Section B, and more particularly bounded and described as follows:

TRACT NO. 1 - LOT NO. 87, SECTION B:

BEGINNING at a point in the center of Robin Trail at Lot No. 86; thence by said lot, South 3 degrees 21 minutes 40 seconds East, 200 feet to Lot No. 113; thence by said lot, South 86 degrees 38 minutes 20 seconds West, 100 feet to Lot No. 88; thence by said lot, North 3 degrees 21 minutes 40 seconds West, 200 feet to a point in the center of said Robin Trail; thence in said Robin Trail, North 86 degrees 38 minutes 20 seconds East, 100 feet to the place of BEGINNING.

TRACT NO. 2 - LOT NO. 88, SECTION B:

BEGINNING at a point in the center of Robin Trail at Lot No. 87; thence by said lot, South 3 degrees 21 minutes 40 seconds East, 200 feet to Lot No. 112; thence by said lot, South 86 degrees 38 minutes 20 seconds West, 100 feet to Lot No. 89; thence by said lot, North 3 degrees 21 minutes 40 seconds West, 200 feet to a point in the center of said Robin Trail; thence in said Robin Trail, North 86 degrees 38 minutes 20 seconds East, 100 feet to the place of BEGINNING.

The above description was taken from a plan of lots labeled "Section B Supplemental, Chamita" and dated July 10, 1965, prepared by Gordon L. Brown, R.S., and recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania in Miscellaneous Docket 4 at page 654.

The above-described two tracts of land being the same which Jeffery J. Wood and Cynthia S. Wood, husband and wife, by their deed dated January 15, 1997 and recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania in Record Book 1318 at page 285, granted and conveyed unto Everett M. Wills and Gina M. Wills, husband and wife, the Defendants herein.

Improved with a 3-story single family residence.

SEIZED and taken into execution as the property of **Everett M. Wills & Gina M. Wills** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a

schedule of distribution will be filed by the Sheriff in his office on April 1, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/1, 8 & 15

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-827 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that piece, parcel or tract of land situate and being in Reading Township, Adams County, Pennsylvania, more particularly described as follows:

BEGINNING for a corner at a point in the East Berlin Road, also known as Pennsylvania Route 234, at other land now or formerly of Barry L. Meyer and Diana C. Meyer; thence South one (01) degree forty-six (46) minutes ten (10) seconds East, through a steel pin and continuing the same course a total of three hundred nine and fifty-one hundredths (309.51) feet to a steel pin at other land all now or formerly of Barry L. Meyer and Diana C. Meyer; thence South eighty-one (81) degrees fifty (50) minutes zero (00) seconds West four hundred thirty-nine and twenty-three one-hundredths (439.23) feet to a steel pin; thence continuing along land now or formerly of Barry L. Meyer and Diana C. Meyer North one (1) degree forty-six (46) minutes ten (10) seconds West, and through a steel pin at the right-of-way of said highway, a total of three hundred forty-five and eleven one-hundredths (345.11) feet to a point in road aforesaid. Thence North eighty-six (86) degrees thirteen (13) minutes fifty-two (52) seconds East one hundred ninety-three and eighty-three hundredths (193.83) feet to a point, also in said road; thence North eighty-five (85) degrees five (5) minutes zero (00) seconds East two hundred forty-three and six one-hundredths (243.06) feet to a point in said East Berlin Road, the place of BEGINNING. CONTAINING 3.250 acres and being Lot No. 2 on a Subdivision Plan prepared by Mort, Brown and Associates, dated January 13, 1989 and recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania in Plat Book 52 at page 46.

BEING the same tract of land which Barry L. Meyer and Diana C. Meyer, husband and wife, by their Deed dated the ____ day of August 1993, and recorded in the Office of the Recorder of Deeds in and for Adams County, Pennsylvania, in Record Book 777, page 315, granted and conveyed unto Bradley K. Miller and Judith Miller, husband and wife.

SEIZED and taken into execution as the property of **Bradley K. Miller, Judith Miller & United States of America** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 1, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/1, 8 & 15

INCORPORATION NOTICE

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania, on or about December 21, 2001 for the incorporation of PING'S CAFE, INC. under the Pennsylvania Business Corporation Law of 1988. The corporation shall engage in the business of restaurant operation, together with any legal function of a corporation under PA law. The initial registered office of the corporation is 126 Baltimore Street, Gettysburg, PA 17325.

Bernard A. Yannetti, Jr., Esq.
Hartman & Yannetti
Solicitor

2/8

ESTATE NOTICES

NOTICE IS HEREBY GIVEN that in the estates of the decedents set forth below the Register of Wills has granted letters, testamentary or of administration, to the persons named. All persons having claims or demands against said estates are requested to make known the same, and all persons indebted to said estates are requested to make payment without delay to the executors or administrators or their attorneys named below.

FIRST PUBLICATION

ESTATE OF E. ERNEST HOLLABAUGH
a/k/a ELMER ERNEST HOLLABAUGH,
DEC'D

Late of Cumberland Township, Adams
County, Pennsylvania

Executors: Janet A. Cutshall, 1508
Biglerville Road, Gettysburg, PA
17325; Jay M. Cutshall, 1508
Biglerville Rd., Gettysburg, PA 17325

Attorney: Ronald J. Hagarman, Esq.,
110 Baltimore Street, Gettysburg,
PA 17325

ESTATE OF JERE W. TAUGHIN-
BAUGH, DEC'D

Late of Straban Township, Adams
County, Pennsylvania

Co-Administrators: Kroy A.
Taughinbaugh, 12 General
McLewes Ct., Harpers Ferry, WV
25425; Kara R. DeFriece, 1090
Orrtanna Road, Orrtanna, PA 17353

Attorney: Bernard A. Yannetti, Jr.,
Esq., Hartman & Yannetti, Attorneys
at Law, 126 Baltimore Street,
Gettysburg, PA 17325

ESTATE OF JEAN FOSTER WHEELER,
DEC'D

Late of the Borough of Gettysburg,
Adams County, Pennsylvania

Administrator: George M. Wheeler,
2631 Skidmore Circle, Vienna, VA
22108-7121

Attorney: John A. Wolfe, Esq., Wolfe &
Rice, LLC, 47 West High Street,
Gettysburg, PA 17325

SECOND PUBLICATION

ESTATE OF CATHERINE A. BOWMAN,
DEC'D

Late of the Borough of Littlestown,
Adams County, Pennsylvania

Executor: Dr. Paul Allen Bowman,
2310 Ashleigh Dr., York, PA 17402

Attorney: W. Bruce Wallace, Esq.,
Stock and Leader, P.O. Box 5167,
York, PA 17405-5167

ESTATE OF FRANKLIN W. FAIL, DEC'D

Late of Huntington Township, Adams
County, Pennsylvania

Executor: Donald L. Dubbs, 835
Centennial Rd., Gettysburg, PA 17325

Attorney: Gary E. Hartman, Esq.,
Hartman & Yannetti, Attorneys at
Law, 126 Baltimore St., Gettysburg,
PA 17325

ESTATE OF HAROLD J. GREENHOLT
a/k/a JOHN GREENHOLT, DEC'D

Late of the Borough of McSherrystown,
Adams County, Pennsylvania

Executor: John A. Greenholt, 331
Providence Drive, McSherrystown,
PA 17344

Attorney: Ronald J. Hagarman, Esq.,
110 Baltimore Street, Gettysburg,
PA 17325

ESTATE OF ESTHER ROSE HELF-
GOTT, DEC'D

Late of Straban Township, Adams
County, Pennsylvania

Executrix: Ellen Lee (Burke)
Pennington, 9812 Elm Drive, Ocean
City, MD 21842

Attorney: Barbara Jo Entwistle, Esq.,
Pyle and Entwistle, 25 South
Washington Street, Gettysburg, PA
17325

ESTATE OF MILLARD M. MUNTZ,
DEC'D

Late of Oxford Township, Adams
County, Pennsylvania

Executor: Merle L. Becker, c/o Gates &
Gates, 250 York Street, Hanover, PA
17331

Attorney: Samuel A. Gates, Esq.,
Gates & Gates, 250 York Street,
Hanover, PA 17331

ESTATE OF EARL C. PHILLIPS, DEC'D

Late of Reading Township, Adams
County, Pennsylvania

Administratrix: Earlyn C. Deardoff, 97
Blue Hill School Road, Dover, PA
17315

Attorney: Ronald J. Hagarman, Esq.,
110 Baltimore Street, Gettysburg,
PA 17325

ESTATE OF EVA JANE SCHWARTZ,
DEC'D

Late of Straban Township, Adams
County, Pennsylvania

Executor: Adams County National
Bank, P.O. Box 4566, Gettysburg,
PA 17325

Attorney: Barbara Jo Entwistle, Esq.,
Pyle and Entwistle, 25 South
Washington Street, Gettysburg, PA
17325

ESTATE OF FRANCES M. SNEERINGER
a/k/a FRANCES MILDRED SNEERINGER,
DEC'D

Late of the Borough of McSherrystown,
Adams County, Pennsylvania

Administrator CTA: Michael J.
Sneeringer, 327 Group Mill Road,
New Oxford, PA 17350

Attorney: Stonesifer and Kelley, P.C.,
209 Broadway, Hanover, PA 17331

ESTATE OF JOSEPH P. SNEERINGER,
SR., DEC'D

Late of the Borough of McSherrystown,
Adams County, Pennsylvania

Administrator CTA: Michael J.
Sneeringer, 327 Group Mill Road,
New Oxford, PA 17350

Attorney: Stonesifer and Kelley, P.C.,
209 Broadway, Hanover, PA 17331

ESTATE OF JOHN F. WAYBRIGHT,
DEC'D

Late of Cumberland Township, Adams
County, Pennsylvania

Administratrices: M. Blanche Yingling,
710 Barlow Road, Gettysburg, PA
17325; Catherine B. Hall, 8 Newark
Street, Littlestown, PA 17340

Attorney: Ronald J. Hagarman, Esq.,
110 Baltimore Street, Gettysburg,
PA 17325

ESTATE OF HANNAH J. WERTZ,
DEC'D

Late of Oxford Township, Adams
County, Pennsylvania

Executor: Raymond A. Williams, P.O.
Box 374, Hanover, PA 17331

Attorney: Keith R. Nonemaker, Esq.,
Guthrie, Nonemaker, Guthrie &
Yingst, 40 York Street, Hanover, PA
17331

THIRD PUBLICATION

ESTATE OF ELIZABETH A. BEALING,
DEC'D

Late of Mt. Pleasant Township, Adams
County, Pennsylvania

Executor: Michael Bealing, 5828
Ambau Road, Spring Grove, PA
17362

Attorney: Keith R. Nonemaker, Esq.,
Guthrie, Nonemaker, Guthrie &
Yingst, 40 York Street, Hanover, PA
17331

ESTATE OF WANDA L. COOK, DEC'D

Late of the Borough of East Berlin,
Adams County, Pennsylvania

Executrix: Karen L. Middleton, 345
Flagstone Drive, Myrtle Beach, SC
29588

ESTATE OF GERTRUDE L. PLOUSE,
DEC'D

Late of Oxford Township, Adams
County, Pennsylvania

Executrix: Elizabeth C. Monahan, 315
McKinley Avenue, Norwood, PA
19074

Attorney: Catherine J. Gault, Esq., 31
S. Washington Street, Gettysburg,
PA 17325

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 98-S-1232 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN piece, parcel or tract of land, situate, lying and being in Highland Township, Adams County, Pennsylvania, more particularly bounded, limited and described as follows, to-wit:

TRACT NO. 1

BEGINNING at a point for a corner, in the center of the State Highway leading from Gettysburg to Fairfield marked by an iron pin set on the North side of said highway; thence running by land now or formerly of J.J. Spence, North eight and three-fourths (8-3/4) degrees West, two hundred and fourteen (214) feet to an iron pin; thence running by land of the same, North eighty-one and one-fourth (81-1/4) degrees East, one hundred and fifty-four (154) feet to an iron pin; thence running by land of the same, South eight and three-fourths (8-3/4) degrees East, two hundred and fourteen (214) feet to a point in the center of the above mentioned highway marked by an iron pin set on the North side of said highway; thence running in the center of said highway, South eighty-one and one-fourth (81-1/4) degrees West, one hundred fifty-four (154) feet to a point in the center of said highway, the place of BEGINNING. CONTAINING one hundred and twenty-one perches and fourteen square feet.

TRACT NO. 2

BEGINNING at spike in the center of Pennsylvania Route #116 leading from Gettysburg to Fairfield at Southwest corner of land of the Estate of Allen L. Mallow, said spike being South 8 degrees 45 minutes East from an iron pin set back 21.1 feet along the line; thence in the center of said road, South 81 degrees 15 minutes West, 10 feet to a spike in the center of said road; thence along other land now or formerly of J.J. Spence and Ruth J. Spence, husband and wife, through an iron pin set back 21.1 feet along the line, North 8 degrees 45 minutes West, 214 feet through a small stream to an iron pin, thence along other land now or formerly of J.J. Spence, husband and wife, North 81 degrees 15 minutes East, 10 feet to an iron pin; thence by other land of Estate of Allen L. Mallow, back across the small stream, South 8 degrees 45 minutes East, 214 feet through an iron pin set back 21.1 feet to a spike in the center of the highway, the place of BEGINNING. CONTAINING 7 perches and 204.11 square feet.

TRACT NO. 3

BEGINNING at a point in the center of Pennsylvania Route #116 leading from Gettysburg to Fairfield at Southeast corner of lot of the Estate of Allen L. Mallow; thence by other land of the Estate of Allen L. Mallow through an iron pin set back along the line, North 8 degrees 45 minutes West, 214 feet across small stream to an iron pin; thence by other land now or formerly of J.J. Spence and Ruth J. Spence, husband and wife, North 81 degrees 15 minutes East, 60 feet to an iron pin; thence by other land now or formerly of J.J. Spence and Ruth J. Spence, husband and wife, to be conveyed to John E. and Mary V. McDannell, South 8 degrees 45 minutes East, 214 feet through an iron pin set back 21.1 feet along the line to a point in the center of said State Highway; thence along the center of said State Highway, South 82 degrees 15 minutes West, 60 feet to a point, the place of BEGINNING. CONTAINING 47 perches and 44.25 square feet.

The description of Tract Nos. 2 and 3 were taken from draft of survey made June 7th, 1958, by Wilbur V. Redding, Registered Surveyor.

BEING Tax Parcel # D-14-22.

BEING known as: 3115 Fairfield Road, Gettysburg, PA 17325.

IT BEING the same three tracts of land which the Estate of Allen L. Mallow, by Excerpt from Adjudication, dated May 20th, 1996, and recorded in the Office of the Recorder of Deeds in and for Adams County, Pennsylvania, in Record Book 1205, at Page 252, (microfiche number OC-43-96) awarded real estate unto Roxann M. Baldwin, who is joined in the conveyance by her husband, Dennis J. Baldwin, Grantors herein.

SEIZED and taken into execution as the property of **Michael L. Glynn** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 1, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/1, 8 & 15

FICTITIOUS NAME NOTICE

NOTICE IS HEREBY GIVEN, in compliance with the requirements of Section 311, of Act 1982 - 295 (54 Pa. C.S. 311), the undersigned entity (ies) announce their intention to file in the Office of the Secretary of the Commonwealth of Pennsylvania, on approximately 1/31/02, a certificate for the conduct of a business in Adams County, Pennsylvania, under the assumed or fictitious name, style or designation of SPECIALTY EDUCATIONAL PUBLISHERS, with its principal place of business at 316 Lincoln Way West, New Oxford, PA 17350. The names and addresses of the persons owning or interested in said business are Sandra Ann Martin, residing at 316 Lincoln Way West, New Oxford, PA 17350. The character or nature of the business is selling educational books.

Sandra A. Martin

2/8

CERTIFICATE OF AUTHORITY

NOTICE IS HEREBY GIVEN that TBK INSTALLATIONS, INC. has filed an Application for Certificate of Authority with the Department of State, Commonwealth of Pennsylvania under the provisions of the Business Corporation Law of 1988, for the purpose of obtaining a Certificate of Authority to transact business within Pennsylvania. TBK Installations, Inc. is incorporated under the laws of the state of Maryland with its principal place of business at 46 Park Drive, Emmitsburg, Maryland. The proposed registered office in the Commonwealth of Pennsylvania is 6 Ski Run Trail, Fairfield, PA.

Cindy Kuykendall, Secretary
TBK Installations, Inc.

2/8

Adams County Legal Journal

Vol. 43

February 15, 2002

No. 38, pp. 210-213

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1258 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 15th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that tract of land situate, lying and being in Germany Township, Adams County, Pennsylvania, bounded and described as follows:

BEGINNING for a point on the eastern edge of Kensington Drive and Lot No. 9 of the hereinafter referenced subdivision plan; thence along said eastern edge of Kensington Drive, North 07 degrees 15 minutes 00 seconds East, 100 feet to a point at the intersection of Kensington Drive and Windsor Court; thence along same, North 52 degrees 15 minutes 00 seconds East, 35.36 feet to a point on the southern edge of Windsor Court; thence along same, the following three (3) courses and distances: 1) South 82 degrees 45 minutes 00 seconds East, 69.40 feet to a point; 2) by a curve to the right whose radius is 50 feet and whose long chord bearing is South 52 degrees 45 minutes 00 seconds East, 50 feet to an arc distance of 52.36 feet to a point; 3) by a curve to the left whose radius is 50 feet and whose long chord bearing is South 52 degrees 29 minutes 34 seconds East, 49.60 feet to an arc distance of 51.9 feet to a point at Lot No. 7 on said plan; thence along same, South 07 degrees 45 minutes 40 seconds West, 75 feet to a point at Lot No. 9 of said plan; thence along same, North 82 degrees 45 minutes 00 seconds West, 179.89 feet to a point on the eastern edge of Kensington Drive, the point and place of BEGINNING. CONTAINING 20,089 Square Feet.

The above description was taken from a draft of survey prepared by Thomas & Associates, dated March 27, 1978, recorded in Plat Book 24 at page 1, designating the above as Lot No. 8, of Section 1, Wildwycke Village.

The above-described tract of land being the same which Robert E. Kirkpatrick and Jeanne D. Kirkpatrick, husband and wife, by their deed dated June 19, 1987 and recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania in Record Book 460 at page 323, granted and conveyed unto Robert A. Cochran and Jacqueline L. Cochran, husband and wife.

Improved with a single family 2-story bi-level with 1-car attached garage.

SEIZED and taken into execution as the property of **Robert A. Cochran & Jacqueline L. Cochran** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 8, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/8, 15 & 22

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-338 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN lot, parcel, piece of ground situate in Carroll Valley Borough, formerly Liberty Township, Adams County, Pennsylvania, being Lot No. 169 Section P, bounded and described as follows, to wit:

BEGINNING at a point in the center of Ringneck Trail at Lot No. 168; thence by said lot North Thirty-three (33) degrees Fifty-seven (57) minutes Twenty-one (21) seconds East, One Hundred Sixty-five and Two hundredths (165.02) feet to Lot No. 170; thence by said lot South Forty-five (45) degrees Forty (40) minutes East, Two Hundred Sixty and Eighty-eight hundredths (260.88) feet to a point in the center of Finch Trail; thence in said Finch Trail, South Forty-four (44) degrees Twenty (20) minutes West, One Hundred Twenty (120) feet to a point in the intersection of Finch Trail and Ringneck Trail; thence in said Ringneck Trail North Fifty-six (56) degrees Two (2) minutes Thirty-nine (39)

seconds West, Two Hundred Thirty-five (235) feet to the place of BEGINNING.

THE ABOVE DESCRIPTION is taken from a Plan of Lots named Section P, Charnita, dated August 11, 1969, prepared by Evans, Hagan & Holdefer and recorded in Plat Book 1 page 52.

BEING the same premises which Lawrence E. McGlaughlin and D. Juene McGlaughlin, his wife by deed dated August 22, 1997 and recorded September 11, 1997 in the Office of the Recorder of Deeds for Adams County in Deed Book 1437 page 256, granted and conveyed to Allen W. Beckett, trading doing business as Allen Beckett Construction.

Premises being: 23 Ringneck Trail, Fairfield, PA 17320

Tax Parcel No. 35-127

SEIZED and taken into execution as the property of **David Bawgus & Lisa M. Bawgus** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 1, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/1, 8 & 15

INCORPORATION NOTICE

NOTICE IS HEREBY GIVEN that Articles of Incorporation for KNOEBEL, PICARELLI, INC. were filed with the Department of State of the Commonwealth of Pennsylvania, under the provisions of the Business Corporation Law of the Commonwealth of Pennsylvania, Act of December 21, 1988, P.L. 1444, No. 177, as amended and supplemented.

Miller & Shultz, P.C.
Solicitors

2/15

ADAMS COUNTY LEGAL JOURNAL (USPS 542-600)

Designated for the Publication of Court and other Legal Notices. Published every Friday by Adams County Bar Association, John W. Phillips, Esq., Editor and Business Manager.

Subscribers within Adams County should send subscriptions direct to the business office. Subscribers outside of Adams County should send subscriptions to Wm. W. Gaunt & Sons, Inc., 3011 Gulf Drive, Holmes Beach, FL 34217-2199. Postmaster: Send address changes to Adams County Legal Journal, 111 Baltimore Street, Room 305, Gettysburg, PA 17325.

Business Office - 111 Baltimore Street, Room 305, Gettysburg, PA 17325. Telephone: (717) 334-6781 ext 336
Periodicals postage paid at Gettysburg, PA 17325.

Copyright© 1959 by Wm. W. Gaunt & Sons, Inc., for Adams County Bar Association, Gettysburg, PA 17325.
All rights reserved.

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1152 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 15th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL those two lots of ground situate, lying and being in Tyrone Township, Adams County, Pennsylvania, which are bounded and described as follows:

LOT #1 BEGINNING at a post at the side of the Bendersville Public Road; thence by the side of said road South 57-1/2 degrees West 50 feet to a post at the side of said road; thence by Lot #7 South 32-1/2 degrees East 160 feet to a post at a 14 foot alley; thence by said alley North 57-1/2 degrees East 50 feet to a post; thence by Lot #5 North 32-1/2 degrees West 160 feet to a post, the place of BEGINNING. Said lot contains 8000 square feet of land and is known as Lot #6 on the South side of the Bendersville Public Road.

LOT #2 BEGINNING at a post at the side of the Bendersville Public Road; thence by the side of said road South 57-1/2 degrees West 50 feet to a post at the side of said road; thence by Lot #6 South 32-1/2 degrees East 160 feet to a post at a 14 foot alley; thence by said alley North 57-1/2 degrees East 50 feet to a post; thence by Lot #4 North 32-1/2 degrees West 160 feet to the place of BEGINNING. Said lot contains 8000 square feet of land and is known as Lot #5 on the South side of the Bendersville Road.

BEING the same premises which Ruth E. Motter, by Deed dated December 20, 1995 and recorded in the Office of the Recorder of Deeds of Adams County on December 21, 1995, in Deed Book Volume 1125, Page 225, granted and conveyed unto Christopher R. Strawsburg and Tammy L. Strawsburg, Husband and Wife.

Grenen & Birsic, P.C.
By: /s/Kristine M. Faust, Esq.
Attorneys for Plaintiff
One Gateway Center, Nine West
Pittsburgh, PA 15222
(412) 281-7650

Parcel No.: (40) G04-0066

SEIZED and taken into execution as the property of **Christopher R. Strawsburg & Tammy L. Strawsburg** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 8, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/15, 22 & 3/1

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-827 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that piece, parcel or tract of land situate and being in Reading Township, Adams County, Pennsylvania, more particularly described as follows:

BEGINNING for a corner at a point in the East Berlin Road, also known as Pennsylvania Route 234, at other land now or formerly of Barry L. Meyer and Diana C. Meyer; thence South one (01) degree forty-six (46) minutes ten (10) seconds East, through a steel pin and continuing the same course a total of three hundred nine and fifty-one hundredths (309.51) feet to a steel pin at other land all now or formerly of Barry L. Meyer and Diana C. Meyer; thence South eighty-one (81) degrees fifty (50) minutes zero (00) seconds West four hundred thirty-nine and twenty-three one-hundredths (439.23) feet to a steel pin; thence continuing along land now or formerly of Barry L. Meyer and Diana C. Meyer North one (1) degree forty-six (46)

minutes ten (10) seconds West, and through a steel pin at the right-of-way of said highway, a total of three hundred forty-five and eleven one-hundredths (345.11) feet to a point in road aforesaid. Thence North eighty-six (86) degrees thirteen (13) minutes fifty-two (52) seconds East one hundred ninety-three and eighty-three hundredths (193.83) feet to a point, also in said road; thence North eighty-five (85) degrees five (5) minutes zero (00) seconds East two hundred forty-three and six one-hundredths (243.06) feet to a point in said East Berlin Road, the place of BEGINNING. CONTAINING 3.250 acres and being Lot No. 2 on a Subdivision Plan prepared by Mort, Brown and Associates, dated January 13, 1989 and recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania in Plat Book 52 at page 46.

BEING the same tract of land which Barry L. Meyer and Diana C. Meyer, husband and wife, by their Deed dated the ___ day of August 1993, and recorded in the Office of the Recorder of Deeds in and for Adams County, Pennsylvania, in Record Book 777, page 315, granted and conveyed unto Bradley K. Miller and Judith Miller, husband and wife.

SEIZED and taken into execution as the property of **Bradley K. Miller, Judith Miller & United States of America** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 1, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/1, 8 & 15

COMMONWEALTH VS. CUMBERLAND TWP. SUPERVISORS

1. Absent a clear statute to the contrary, Commonwealth agencies are not exempt from zoning and land use regulations.

2. While authorizations to require a specific property for an unspecified use or unspecified property for a specific use would not indicate an intent to override local zoning regulations, an authorization to require a specific property for a specific use does express such an intent.

3. It is well settled law of this Commonwealth that a building permit may be refused if at the time of application there is pending an amendment to the zoning ordinance which would prohibit the use of land for which the permit is sought. An ordinance is pending within the meaning of the rule when the relevant zoning authority resolves to consider amendment and advertises its intent to the public.

4. Subdivision ordinances do not deal with "use" as zoning ordinances do and the Commonwealth may not piggyback its Preliminary Land Development Plan onto the approval of a subdivision plan in an effort to beat the triggering date under the pending ordinance doctrine.

In the Court of Common Pleas of Adams County, Pennsylvania, Civil, No. 00-S-884, COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF GENERAL SERVICES, VS. BOARD OF SUPERVISORS OF CUMBERLAND TOWNSHIP, ADAMS COUNTY.

Jose E. Morales, Esq., for Appellant

Thomas L. Wenger, Esq., and Sean P. Delaney, Esq., for Appellee

Bigham, J., June 19, 2001

OPINION

STATEMENT OF FACT

The Appellant is the Commonwealth of Pennsylvania, Department of General Services, an executive agency of the Commonwealth, hereinafter referred to as "DGS", with its principal offices located in Harrisburg. The Appellee is the Board of Supervisors of Cumberland Township. The parties entered into a Stipulation of Facts on May 14, 2001. Appellant is the title and/or equitable owner of two tracts of land, each situated within Cumberland Township, Adams County, Pennsylvania. The land was subdivided leaving Parcel One and Parcel Two. Both Parcel One and Parcel Two lie within a district designated by the Township's zoning ordinance as Agricultural Residential (AR).

The AR zoning district classification was created by zoning ordinance amendment in February of 1991, and seeks to preserve the rural and agricultural aspects of designated portions of the Township. The Township undertook to update the Comprehensive Plan in 1998, and pursuant thereto started a lengthy process of review and revision, which was ongoing at the time the events of this case occurred. An adoption of a revised Comprehensive Plan occurred on June 27, 2000.

Before the amendment, Section 3.1.A.7 of the Township Zoning Ordinance, pertaining to the AR district allowed "Federal, State and Local municipal buildings, uses and essential services" as permitted uses. On March 14, 2000, the Township, in an open, properly advertised meeting, by resolution evidenced its intent to amend the zoning specifications regarding permitted land uses in the AR zoning districts within the Township. The specific language of the proposed amendment to §3.1.A.7 of the Township Zoning Ordinance was to permit, "Federal, State and Local municipal agricultural buildings and agricultural uses, and essential services commonly related to standard agricultural practices" as permitted uses in the AR districts.

On March 30, 2000, the text of the proposed amendment and the date of public hearing were advertised in a newspaper of general circulation, the *Gettysburg Times*. On April 5, 2000, DGS submitted a Preliminary Land Development Plan for the construction of a Welcome Center on Parcel Two. The proposed use of Parcel Two is not a permitted use under the provisions of Zoning Ordinance 3.1.A.7 as amended. The Appellant's Preliminary Land Development Plan was submitted after the Township, by resolution in an open meeting, had evidenced an intent to adopt the amendment and after the text of the amendment and public hearing date had been advertised, but before the amendment was enacted. On July 14, 2000, the Cumberland Township Planning Commission denied approval of the Commonwealth's Preliminary Land Development Plan.

LEGAL DISCUSSION

The issue presented to the Court is whether the Pennsylvania Department of Transportation, hereinafter PennDot, acting through the Department of General Services, hereinafter DGS, is exempt from land use and zoning regulations such as the one in question? If PennDot is exempt, the application for the Welcome Center must be

approved. If PennDot is not exempt, is the amendment effective under the Pending Ordinance Doctrine?

A Pennsylvania Supreme Court case states that Absent a clear statute to the contrary, Commonwealth agencies are not exempt from zoning and land use regulations. *Department of General Services vs. Ogontz Area Neighbors Association*, 505 Pa. 614, 483 A.2d 448 (1984). The Commonwealth argues the Capital Budget Itemization Act, the Roadside Rests Law and §702 of the Second Class Township Code are statutes that support PennDot's claim of exemption from the zoning ordinance. After reviewing all three statutes, the Court can find no mention of exemptions. Section 702 of the Second Class Township Code, 53 P.S. §65762 was amended in 1987 to delete the exemption of municipal authorities, political subdivisions and Commonwealth agencies from following the zoning and land use regulations. As a result of *Delaware County Solid Waste Authority v. Township of Earl*, 112 Pa.Commonwealth Ct. 76, 535 A.2d 225 (1987), there is not an automatic exemption to zoning ordinances for Commonwealth agencies. Instead, Courts are to follow the guidelines provided by the Supreme Court in the Ogontz decision. *Id.*

The Commonwealth's argument that the Capital Budget Act specifically allocated money for the construction of the Adams County Welcome Center and the Township's ordinance thwarts the Commonwealth's efforts to carry out the legislative authorized mandates of the Capital Budget Act fails. "While authorizations to acquire a specific property for an unspecified use or unspecified property for a specific use would not indicate an intent to override local zoning regulations, an authorization to acquire a specific property for a specific use does express such an intent." *Olon v. Commonwealth Department of Corrections*, 534 Pa. 90, 626 A.2d 533 (1993). The Capital Budget Act made reference to monies allocated to the construction of a Welcome Center in Adams County but not to a specific property.

The Commonwealth points out if they can't go through with this at this location they may be left with a "useless lot" and sell at a loss. Contingency clauses in Real estate sales agreements are commonly used to prevent such a problem.

This Court finds that PennDot is not exempt from following zoning and land use regulations under the facts presented here.

The next issue is whether the Pending Ordinance Doctrine applies? This Court finds that it does apply. "It is the well settled law of this Commonwealth that a building permit may be refused if at the time of application there is pending an amendment to the zoning ordinance which would prohibit the use of land for which the permit is sought." *Boron Oil Company v. L.C. Kimple*, 445 Pa. 327, 329; 284 A.2d 744, 746. An ordinance is pending within the meaning of the rule when the relevant zoning authority resolves to consider amendment and advertises its intent to the public. *Id* at 331, 747. The Township advertised the text of the proposed amendment and the date of the public hearing on March 30, 2000 in a newspaper of general circulation before the Commonwealth submitted a Preliminary Land Development Plan for the construction of the Welcome Center.

The Commonwealth argues that the approval of the subdivision creating parcel one predated the advertising of the amendment in question and therefore the Pending Ordinance Doctrine does not come into play. However, subdivision ordinances do not deal with "use" as zoning ordinances do and the Commonwealth may not piggyback its Preliminary Land Development Plan onto the approval of a subdivision plan in an effort to beat the triggering date under the pending ordinance doctrine.

CONCLUSION

For the reasons set forth above the appeal by the Commonwealth is denied and the attached order is entered.

ORDER

AND NOW, this 19th day of June, 2001, IT IS ORDERED THAT, the appeal of the Commonwealth is denied and the decision of the Township to deny the application for Land Development Plan is affirmed.

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 98-S-1232 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN piece, parcel or tract of land, situate, lying and being in Highland Township, Adams County, Pennsylvania, more particularly bounded, limited and described as follows, to-wit:

TRACT NO. 1

BEGINNING at a point for a corner, in the center of the State Highway leading from Gettysburg to Fairfield marked by an iron pin set on the North side of said highway; thence running by land now or formerly of J.J. Spence, North eight and three-fourths (8-3/4) degrees West, two hundred and fourteen (214) feet to an iron pin; thence running by land of the same, North eighty-one and one-fourth (81-1/4) degrees East, one hundred and fifty-four (154) feet to an iron pin; thence running by land of the same, South eight and three-fourths (8-3/4) degrees East, two hundred and fourteen (214) feet to a point in the center of the above mentioned highway marked by an iron pin set on the North side of said highway; thence running in the center of said highway, South eighty-one and one-fourth (81-1/4) degrees West, one hundred fifty-four (154) feet to a point in the center of said highway, the place of BEGINNING. CONTAINING one hundred and twenty-one perches and fourteen square feet.

TRACT NO. 2

BEGINNING at spike in the center of Pennsylvania Route #116 leading from Gettysburg to Fairfield at Southwest corner of land of the Estate of Allen L. Mallow, said spike being South 8 degrees 45 minutes East from an iron pin set back 21.1 feet along the line; thence in the center of said road, South 81 degrees 15 minutes West, 10 feet to a spike in the center of said road; thence along other land now or formerly of J.J. Spence and Ruth J. Spence, husband and wife, through an iron pin set back 21.1 feet along the line, North 8 degrees 45 minutes West, 214 feet through a small stream to an iron pin, thence along other land now or formerly of J.J. Spence, husband and wife, North 81 degrees 15 minutes East, 10 feet to an iron pin; thence by other land of Estate of Allen L. Mallow, back across the small stream, South 8 degrees 45 minutes East, 214 feet through an iron pin set back 21.1 feet to a spike in the center of the highway, the place of BEGINNING. CONTAINING 7 perches and 204.11 square feet.

TRACT NO. 3

BEGINNING at a point in the center of Pennsylvania Route #116 leading from Gettysburg to Fairfield at Southeast corner of lot of the Estate of Allen L. Mallow; thence by other land of the Estate of Allen L. Mallow through an iron pin set back along the line, North 8 degrees 45 minutes West, 214 feet across small stream to an iron pin; thence by other land now or formerly of J.J. Spence and Ruth J. Spence, husband and wife, North 81 degrees 15 minutes East, 60 feet to an iron pin; thence by other land now or formerly of J.J. Spence and Ruth J. Spence, husband and wife, to be conveyed to John E. and Mary V. McDannell, South 8 degrees 45 minutes East, 214 feet through an iron pin set back 21.1 feet along the line to a point in the center of said State Highway; thence along the center of said State Highway, South 82 degrees 15 minutes West, 60 feet to a point, the place of BEGINNING. CONTAINING 47 perches and 44.25 square feet.

The description of Tract Nos. 2 and 3 were taken from draft of survey made June 7th, 1958, by Wilbur V. Redding, Registered Surveyor.

BEING Tax Parcel # D-14-22.

BEING known as: 3115 Fairfield Road, Gettysburg, PA 17325.

IT BEING the same three tracts of land which the Estate of Allen L. Mallow, by Excerpt from Adjudication, dated May 20th, 1996, and recorded in the Office of the Recorder of Deeds in and for Adams County, Pennsylvania, in Record Book 1205, at Page 252, (microfiche number OC-43-96) awarded real estate unto Roxann M. Baldwin, who is joined in the conveyance by her husband, Dennis J. Baldwin, Grantors herein.

SEIZED and taken into execution as the property of **Michael L. Glynn** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 1, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/1, 8 & 15

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1165 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 15th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT TRACT of land situate, lying and being in the village of Mummasburg, Franklin Township, Adams County, Pennsylvania, bounded and described as follows:

Located along the Southwest side of Baltimore Street, the same being known on the general plan of the village of Mummasburg as contained in the atlas of Adams County, Pennsylvania, published 1872, as Town Lot No. 55, said lot being bounded on the Southeast by a public alley, bounded on the Southwest by a public alley; bounded on the Northwest by Town Lot No. 56, now or formerly of Lizzie Trimmer; and on the Northeast by Baltimore Street.

Parcel ID# (120) E10-0032

BEING KNOWN AS: 2502 Mummasburg Rd., Gettysburg, PA 17325

SEIZED and taken into execution as the property of **Dale W. McDannell, Joyce P. McDannell & Brian P. McDannell** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 8, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/15, 22 & 3/1

INCORPORATION NOTICE

NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Pennsylvania Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, for the purposes of obtaining a Certificate of Incorporation of a proposed corporation to be organized under the provisions of the Pennsylvania Business Corporation Law of 1988, approved December 21, 1988, P.L. 144, No. 177, as amended. The name of the corporation is **J & J SIDING, INC.**

2/15

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1059 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 15th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

IN THE COURT OF
COMMON PLEAS OF
ADAMS COUNTY, PENNSYLVANIA

CIVIL DIVISION
NO. 01-S-1059

CHASE MANHATTAN MORTGAGE
CORPORATION, Plaintiff

vs.

RODGER M. PALMER and PATRICIA A.
PALMER, Defendants

LONG FORM DESCRIPTION

ALL that certain tract of land situated, lying and being in Conewago Township, Adams County, Pennsylvania, bounded and described as follows, to wit:

BEGINNING for a point on the sixty (60) foot right-of-way line of Conewago Drive at Lot No. 24 as shown on the hereinafter described subdivision plan; thence along said Lot No. 24, South fifty (50) degrees six (06) minutes fifty-nine (59) seconds West, one hundred eleven and sixteen hundredths (111.16) feet to a point at Lot No. 22 as shown on the hereinafter described subdivision plan; thence along said Lot No. 22, North twenty-two (22) degrees three (03) minutes fifty-three (53) seconds West, one hundred five (105.00) feet to a point on the sixty (60) foot right-of-way line of Tiffany Court, North sixty-seven (67) degrees fifty-six (56) minutes seven (07) seconds East, sixty-nine and twenty-nine hundredths (69.29) feet to a point; thence further along the sixty (60) foot right-of-way line of Tiffany Court and onto the sixty (60) foot right-of-way line of Conewago Drive by a curve to the right, the radius of which is twenty-five (25.00) feet, with an arc distance of thirty-five and thirty-eight hundredths (35.38) feet, and a long chord bearing and distance of South seventy-one (71) degrees thirty-one (31) minutes sixteen (16) seconds East, thirty-two and fifty hundredths (32.50) feet to a point; thence further along the sixty (60) foot right-of-way line of Conewago Drive by a curve to the left, the radius of which is three hundred thirty (330.00) feet, with an arc distance of fifty-one and thirty hundredths (51.30) feet, and a long chord bearing and distance of South thirty-five (35) degrees twenty-five (25) minutes fifty (50) seconds East, fifty-one and twenty-four hundredths (51.24) feet to a point at Lot No. 24 aforesaid, the point and place of BEGINNING.

CONTAINING 8,605 square feet.

BEING Lot No. 23 on the Final Plan of Samuel R. Sneeringer, dated March 8, 1990, and recorded in the Recorder of Deeds Office in and for Adams County, Pennsylvania, in Plat Book 55, page 60.

BEING the same premises which Samuel R. Sneeringer, by Deed dated September 4, 1992 and recorded in the Office of the Recorder of Deeds of Adams County on September 8, 1992, in Deed Book Volume 640, Page 991, granted and conveyed unto Rodger M. Palmer and Patricia A. Palmer.

UNDER AND SUBJECT, nevertheless, to the restrictions attached hereto and made a part hereof.

RESTRICTIONS

1. No lot shall be used except for residential purposes by one family per household. The construction plans and specifications for the dwelling to be used for residential purposes only must be approved prior to the start of construction by the developer. No structure of a temporary character, trailer, basement, tent, shack, garage, barn or other outbuilding shall be used on any lot at any time as a residence, either temporarily or permanently.
2. No garage may be erected on each lot whether attached to or separate from the dwelling located on each lot except by the written approval of the developer.
3. No ornaments or decorations of any nature may be placed on the front lawn of each lot. No fences of any kind shall be erected on the rear or sides of each lot that exceeds the maximum height of 42", excepting for patio screening. No fence shall project closer to the street on which the dwelling fronts than such dwelling itself.
4. Any inoperative motor vehicle must be stored within the confines of a garage. An inoperative vehicle is one that is not licensed and bearing a current inspection sticker. Maintenance requiring more than a screw driver for any vehicle, bike, camper, boat or machine of any sort must be performed in rear of lot or in a garage. All articles that are stored outside the confines of a building must be kept in rear of lots. No boats, campers, trailers, motorcycles, bicycles or any other articles which are not in daily use shall remain nearer the front lot line than the rear wall of premises. No automobile bodies, junk, unassembled cars, rubbish or other debris shall be kept on any lot.
5. A post light must be installed and maintained on each lot by the owner thereof, said installation must be made prior to the completion of the dwelling built upon each lot, and said post light must be placed within an area ten (10) feet behind rear of curb; said post light will be a minimum of forty (40) watts and must be lighted at all times from sundown to sunup of each day.
6. No trailer or camper of any size shall be parked on the front or side area of the dwelling located on each lot.
7. No noxious or offensive activity shall be carried on upon any lot, nor shall anything be done thereon or be permitted to be done thereon, which may be or become an annoyance or nuisance to the adjoining lot owners or the neighborhood in general.
8. No business or manufacturing establishment of any nature shall be maintained or conducted upon any lot, excepting the sales office of the undersigned, his heirs or assigns.
9. No fence, wall, hedge or shrub planting which obstructs sight lines shall be placed or permitted to remain at any corner lot at street intersections and no trees shall be permitted to remain within such intersections unless the foliage line is maintained at sufficient height to prevent obstruction of such sight lines.
10. No poles or appliances upon which to hang or expose laundry shall be erected or maintained on such premises closer to the front of said premises than the rear wall of the dwelling to be erected thereon. No billboard shall be erected on the premises.
11. All lots hereby conveyed shall at all times be kept in a clean and presentable condition in keeping with the rest of the community. The Developer reserves the right to go onto said lot to clear the same of brush and debris and to mow or cut the grass thereon if the owner fails to comply to written notices mailed to the owners' last known address. The owner shall be liable to the Developer for any cost incurred by the Developer in doing so.
12. The above covenants and restrictions shall apply only to the lots hereinabove referred to, and shall not, in any event, be held to any other lands of the owner or the developer from which these lots were subdivided, nor shall the owner or developer be obligated to impose these restrictions or covenants upon other lands of Samuel R. Sneeringer.
13. Invalidation of any of these covenants, conditions and restrictions by judgment or court order shall in no way affect any of the other covenants, conditions or restrictions hereinabove set forth which shall remain in full force and effect.
14. These restrictions and covenants are to run with the land and shall be binding on all parties and all persons claiming under them for a period of thirty (30) years from the date these restrictions and covenants are recorded, after which time said restrictions and covenants shall be automatically extended for successive periods of ten (10) years unless an instrument signed by 75% of the then owners of the lots has been recorded, agreeing to change such restrictions and covenants in whole or in part.

Grenen & Birsic, P.C.

By: /s/Kristine M. Faust, Esq.

Attorneys for Plaintiff
One Gateway Center, Nine West
Pittsburgh, PA 15222
(412) 281-7650

(continued on page 5)

Parcel No. 08 K14-0219

SEIZED and taken into execution as the property of **Rodger M. Palmer & Patricia A. Palmer** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 8, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/8, 15 & 22

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-981 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 15th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN tract of land situate, lying and being in Huntington Township, Adams County, Pennsylvania, more particularly bounded and described as follows to wit:

BEGINNING at a point in or near the centerline of U.S. Route 15; thence leaving said centerline and extending along a right-of-way the following courses and distances: North thirty-four (34°) degrees thirty (30') minutes (30") seconds East four hundred four and seven hundredths (404.07) feet to an iron pipe; thence North thirty-four (34°) degrees thirty (30') minutes (30") seconds East one hundred seventy-four and twenty six hundredths (174.26) feet to an iron pipe at stones at lands now or formerly of George R. Barrick; thence continuing along the last mentioned lands South fifty-five (55°) degrees twenty-three (23') minutes five (05") seconds East eight hundred eighty-five and twenty-one hundredths (885.21) feet to a concrete monument in or near the centerline of White Church Road, also known as T-568; thence extending in and along said centerline South forty-three (43°) degrees twelve (12') minutes seventeen (17") seconds West five hundred thirty-eight and sixty-two hundredths (538.62) feet to an iron pipe in the center of said last mentioned roadway; thence leaving said roadway and extending along lands now or formerly of the Episcopal Church and E.D.L.U. Corporation North fifty-eight (58°)

degrees thirty-eight (38') minutes thirty-five (35") seconds West a distance of eight hundred four and ninety-eight hundredths (804.98) feet to a point in or near the centerline of U.S. Route 15 being the point and place of BEGINNING.

CONTAINING 10.747 acres total and 9.012 acres net and being designated as Lot No. 2 on a final subdivision plan for John W. and Doris M. Breighner dated August 14, 1987, as prepared by John R. Williams, P.L.S. Said Plan is recorded in the Adams County Recorder's Office in Plan Book 47, Page 100.

UNDER AND SUBJECT, NEVERTHELESS, to all restrictions, easements, covenants and rights-of-way of prior record.

TOGETHER with all and singular, the said property, improvements, ways, waters, water courses, rights, liberties, privileges, hereditaments and appurtenances whatsoever thereunto belonging, or in anywise appertaining, and the reversions and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, property, claim and demand whatsoever, of, in and to the same and every part thereof.

TO HAVE AND TO HOLD the said hereditaments and premises hereby granted or mentioned, and intended so to be, with the appurtenances, unto the said Grantees, their heirs and assigns, to and for the only proper use and behoof of the said Grantees, their heirs and assigns forever.

BEING the same premises which Linden E. Trout and Mary C. Trout, husband and wife, by Deed dated February 28, 1994 and recorded in Adams County on March 4, 1994 at Deed Book Volume 855, Page 62 granted and conveyed to Verne W. Nestler, Jr. and Amelia Nestler, husband and wife.

SEIZED and taken into execution as the property of **Verne Nestler a/k/a Verne W. Nestler & Amelia Nestler** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 8, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/8, 15 & 22

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1042 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 22nd day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN tract of land situate, lying and being in the Borough of Carroll Valley, Adams County, Pennsylvania, being Lot No. 167 in Section W, as described on a plan of lots labeled "Section W of Charnita, Inc." dated January 3, 1970, prepared by Gordon L. Brown, R.S., recorded in Adams County Plat Book 1 at Page 66.

HAVING ERECTED THEREON a dwelling known as 7 Yvonne Trail, Carroll Valley, Pennsylvania.

BEING THE SAME PREMISES WHICH Scott B. Harris and Mary F. Harris by Deed dated January 20, 1999 and recorded January 29, 1999 in Adams County Deed Book 1755, Page 88, granted and conveyed unto Jeffrey J. Harris and Thrasa A. Harris.

SEIZED in execution as the property of Jeffrey J. Harris and Thrasa A. Harris under Adams County Judgment No. 01-S-1042.

MAP & PARCEL #22-173

SEIZED and taken into execution as the property of **Thrasa A. Harris & Jeffrey J. Harris** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 15, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/15, 22 & 3/1

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1075 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 15th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL those three tracts of land situate, lying and being in Straban Township, Adams County, Pennsylvania, bounded and described as follows:

Tract No. 1: BEGINNING at a spike in the center of the State Highway leading from Hunterstown to Lincoln Highway at lands now or formerly of John W. Lafferty, Jr.; thence by said lands, South 78 degrees West, 200 feet to an iron pin at other lands now or formerly of Vernie J. Criswell Estate; thence by said lands, North 14 degrees 30 minutes West, 100 feet to an iron pin; thence continuing by said lands, North 78 degrees East, 200 feet to a spike in the center of the State Highway leading from Hunterstown to Lincoln Highway; thence in said State Highway, South 14 degrees 30 minutes East, 100 feet to the place of BEGINNING. CONTAINING 73 perches.

The above description was taken from a draft of survey dated May 21, 1970, prepared by Leroy H. Winebrenner, C.S.

Tract No. 2: BEGINNING at a railroad spike in the center of the State Highway leading from Hunterstown to the Lincoln Highway, said Point of beginning being, South 14 degrees East, 363 feet from lands now or formerly of Guy Little; thence in said State Highway, South 12 degrees East, 200 feet to a spike in the center of said State Highway at other lands now or formerly of John W. Lafferty, Jr.; thence through a stake on the western side of said State Highway, South 78 degrees West, 200 feet to a stake; thence by said lands now or formerly of John W. Lafferty, Jr., North 12 degrees West, 200 feet to a point; thence by said lands, North 78 degrees East, 200 feet to the place of BEGINNING. CONTAINING 146 Perches.

The above description was taken from a draft of a survey made May 3, 1965 by Leroy H. Winebrenner, C.S.

Tract No. 3: BEGINNING at a point in the center of Pa. Legislative Route 01005 leading to U.S. Route 30 at other lands now or formerly of Edward K. Smith; thence by said lands, South 78 degrees West 200 feet to a point at other lands now or formerly of John W. Lafferty, Jr.; thence by said lands, North 12 degrees West, 65 feet to a point at land now or formerly of Edward K. Smith; thence by said land, North 78 degrees East 200 feet to a point in the center of Pa. Legislative Route 01005; thence in said Pa. Legislative Route, South 12 degrees East, 65 feet to the place of BEGINNING. CONTAINING 47 Perches.

The above-described three tracts of land being the same which Edward K.

Smith and Connie R. Smith, his wife, by their deed dated July 7, 2000 and recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania in Record Book 2084 at page 287, granted and conveyed unto Stephen E. Wolff and Wanda S. Yohe, as joint tenants with the right of survivorship and not as tenants in common, the Defendants herein.

Improved with a 1-story residential dwelling, 1 car detached garage and several outbuildings.

SEIZED and taken into execution as the property of **Stephen E. Wolff & Wanda S. Yohe** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 8, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/8, 15 & 22

CERTIFICATE OF AUTHORITY

NOTICE IS HEREBY GIVEN that an application has been or will be made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, by KP CONCEPTS, INC., a foreign corporation formed under the laws of the State of Texas, where its principal office is located at 3939 South IH35, FC #6, San Marcos, TX 78666, for a Certificate of Authority to do business within the Commonwealth of Pennsylvania under the provisions of the Business Corporation Law of 1988. The proposed registered office of the said corporation in the Commonwealth of Pennsylvania will be located at 1863 Gettysburg Village Drive, Bldg. F, Gettysburg, PA 17325, County of Adams.

Teeter, Teeter & Teeter, Solicitor
108 West Middle Street
Gettysburg, PA 17325

2/15

INCORPORATION NOTICE

ENVIRO TEST, INC. has been incorporated under the provisions of the Business Corporation Law of 1988.

2/15

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1220 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 22nd day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN lot or tract of land situate on the Southerly right of way line of Abbots Drive in the Borough of Abbottstown, County of Adams and State of Pennsylvania known and numbered as Lot No. 25 on a plan of lots for Abbots Manor Phase II recorded in the Office of the Recorder of Deeds in and for Adams County, PA in Subdivision Plat 73, Page 43, more fully bounded and described as follows, to wit:

BEGINNING at a point on the Southerly right of way line of Abbots Drive, at a corner of Lot No. 26 of a final plan of lots for Abbots Manor Phase I, recorded in the Office of the Recorder of Deeds in and for Adams County, PA in Plat Book 69, Page 95; thence extending along the said right of way line of Abbots Drive on a line curving to the left having a radius of 220 feet, an arc distance of 86.42 feet with a chord bearing North 64 degrees 43 minutes 09 seconds East 85.87 feet to a point, at a corner of Lot No. 24 on plan of lots for Abbots Manor Phase II recorded in the Office of the Recorder of Deeds in and for Adams County, PA in Record Book 73, Page 43; thence extending along the said Lot No. 24 South 36 degrees 32 minutes 03 seconds East 145.44 feet in a point; thence South 62 degrees 30 minutes 00 seconds West 135.80 feet to a point; thence extending along the aforementioned Lot No. 26 North 17 degrees 01 minutes 50 seconds West 149.45 feet to the point and place of BEGINNING.

Premises being: 180 Abbots Drive, Abbottstown, PA 17301

Tax Parcel No. (1) 005-0053

SEIZED and taken into execution as the property of **Ricky Sheely & Robin Sheely** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 15, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/15, 22 & 3/1

ESTATE NOTICES

NOTICE IS HEREBY GIVEN that in the estates of the decedents set forth below the Register of Wills has granted letters, testamentary or of administration, to the persons named. All persons having claims or demands against said estates are requested to make known the same, and all persons indebted to said estates are requested to make payment without delay to the executors or administrators or their attorneys named below.

FIRST PUBLICATION

ESTATE OF REBECCA E. GUISE, DEC'D
Late of Huntington Township, Adams County, Pennsylvania

Co-Executors: Paul R. Guise, 366 Buttonwood Road, York Springs, PA 17372; Douglas A. Guise, 7100 Old Harrisburg Road, York Springs, PA 17372

Attorney: John C. Zepp, III, Esq., P.O. Box 204, 8438 Carlisle Pike, York Springs, PA 17372

ESTATE OF VIVIAN D. MILLER, DEC'D
Late of Cumberland Township, Adams County, Pennsylvania

Executrix: Betty Tuckey, P.O. Box 194, Arendtsville, PA 17303-0194

Attorney: Stephen F. Tuckey, Esq., 562 Race St., Harrisburg, PA 17104-1646

ESTATE OF ARLINE E. NEIDERER, DEC'D

Late of Oxford Township, Adams County, Pennsylvania

Executors: Richard J. Neiderer, 117 Friendly Drive, Hanover, PA 17331; Donald J. Neiderer, 1013 Shafer Drive, Hanover, PA 17331

ESTATE OF MARY P. WERTZ, DEC'D

Late of Butler Township, Adams County, Pennsylvania

Executor: Russell M. Wertz, 915 Heidlersburg Rd., Aspers, PA 17304

Attorney: Robert E. Campbell, Esq., Campbell & White, 112 Baltimore Street, Gettysburg, PA 17325

ESTATE OF THELMA KINSEL WILSON, DEC'D

Late of Oxford Township, Adams County, Pennsylvania

Executor: Sue Ann Grady, 103 Cranbrook Dr., Dover, PA 17315

SECOND PUBLICATION

ESTATE OF E. ERNEST HOLLABAUGH a/k/a ELMER ERNEST HOLLABAUGH, DEC'D

Late of Cumberland Township, Adams County, Pennsylvania

Executors: Janet A. Cutshall, 1508 Biglerville Road, Gettysburg, PA 17325; Jay M. Cutshall, 1508 Biglerville Rd., Gettysburg, PA 17325

Attorney: Ronald J. Hagarman, Esq., 110 Baltimore Street, Gettysburg, PA 17325

ESTATE OF JERE W. TAUGHIN-BAUGH, DEC'D

Late of Straban Township, Adams County, Pennsylvania

Co-Administrators: Kroy A. Taughinbaugh, 12 General McLewes Ct., Harpers Ferry, WV 25425; Kara R. DeFriece, 1090 Orrtanna Road, Orrtanna, PA 17353

Attorney: Bernard A. Yannetti, Jr., Esq., Hartman & Yannetti, Attorneys at Law, 126 Baltimore Street, Gettysburg, PA 17325

ESTATE OF JEAN FOSTER WHEELER, DEC'D

Late of the Borough of Gettysburg, Adams County, Pennsylvania

Administrator: George M. Wheeler, 2631 Skidmore Circle, Vienna, VA 22108-7121

Attorney: John A. Wolfe, Esq., Wolfe & Rice, LLC, 47 West High Street, Gettysburg, PA 17325

THIRD PUBLICATION

ESTATE OF CATHERINE A. BOWMAN, DEC'D

Late of the Borough of Littlestown, Adams County, Pennsylvania

Executor: Dr. Paul Allen Bowman, 2310 Ashleigh Dr., York, PA 17402

Attorney: W. Bruce Wallace, Esq., Stock and Leader, P.O. Box 5167, York, PA 17405-5167

ESTATE OF FRANKLIN W. FAIL, DEC'D

Late of Huntington Township, Adams County, Pennsylvania

Executor: Donald L. Dubbs, 835 Centennial Rd., Gettysburg, PA 17325

Attorney: Gary E. Hartman, Esq., Hartman & Yannetti, Attorneys at Law, 126 Baltimore St., Gettysburg, PA 17325

ESTATE OF HAROLD J. GREENHOLT a/k/a JOHN GREENHOLT, DEC'D

Late of the Borough of McSherrystown, Adams County, Pennsylvania

Executor: John A. Greenholt, 331 Providence Drive, McSherrystown, PA 17344

Attorney: Ronald J. Hagarman, Esq., 110 Baltimore Street, Gettysburg, PA 17325

ESTATE OF ESTHER ROSE HELF-GOTT, DEC'D

Late of Straban Township, Adams County, Pennsylvania

Executrix: Ellen Lee (Burke) Pennington, 9812 Elm Drive, Ocean City, MD 21842

Attorney: Barbara Jo Entwistle, Esq., Pyle and Entwistle, 25 South Washington Street, Gettysburg, PA 17325

ESTATE OF MILLARD M. MUNTZ, DEC'D

Late of Oxford Township, Adams County, Pennsylvania

Executor: Merle L. Becker, c/o Gates & Gates, 250 York Street, Hanover, PA 17331

Attorney: Samuel A. Gates, Esq., Gates & Gates, 250 York Street, Hanover, PA 17331

ESTATE OF EARL C. PHILLIPS, DEC'D
Late of Reading Township, Adams County, Pennsylvania

Administratrix: Earlyn C. Deardorff, 97 Blue Hill School Rd., Dover, PA 17315

Attorney: Ronald J. Hagarman, Esq., 110 Baltimore St., Gettysburg, PA 17325

ESTATE OF EVA JANE SCHWARTZ, DEC'D

Late of Straban Township, Adams County, Pennsylvania

Executor: Adams County National Bank, P.O. Box 4566, Gettysburg, PA 17325

Attorney: Barbara Jo Entwistle, Esq., Pyle and Entwistle, 25 S. Washington Street, Gettysburg, PA 17325

ESTATE OF FRANCES M. SNEERINGER a/k/a FRANCES MILDRED SNEERINGER, DEC'D

Late of the Borough of McSherrystown, Adams County, Pennsylvania

Administrator CTA: Michael J. Sneeringer, 327 Group Mill Road, New Oxford, PA 17350

Attorney: Stonesifer and Kelley, P.C., 209 Broadway, Hanover, PA 17331

ESTATE OF JOSEPH P. SNEERINGER, SR., DEC'D

Late of the Borough of McSherrystown, Adams County, Pennsylvania

Administrator CTA: Michael J. Sneeringer, 327 Group Mill Road, New Oxford, PA 17350

Attorney: Stonesifer and Kelley, P.C., 209 Broadway, Hanover, PA 17331

ESTATE OF JOHN F. WAYBRIGHT, DEC'D

Late of Cumberland Township, Adams County, Pennsylvania

Administratrices: M. Blanche Yingling, 710 Barlow Road, Gettysburg, PA 17325; Catherine B. Hall, 8 Newark Street, Littlestown, PA 17340

Attorney: Ronald J. Hagarman, Esq., 110 Baltimore Street, Gettysburg, PA 17325

ESTATE OF HANNAH J. WERTZ, DEC'D

Late of Oxford Township, Adams County, Pennsylvania

Executor: Raymond A. Williams, P.O. Box 374, Hanover, PA 17331

Attorney: Keith R. Nonemaker, Esq., Guthrie, Nonemaker, Guthrie & Yingst, 40 York Street, Hanover, PA 17331

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1136 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

BEGINNING for a corner at a point in the Southeastern edge of North Street at the Northeastmost corner of Lot No. 11 as shown on the hereinafter referred to Subdivision Plan; thence in and along the Southeastern edge of North Street, fifty-eight (58) degrees East thirty-eight and thirty-six hundredths (38.36) feet to an existing parker kalon nail set on the Westerly right-of-way line of Legislative Route 01034 (commonly known as North Oxford Road); thence in and along the Westerly right of way line of Legislative Route 01034 (North Oxford Road) South thirty-two (32) degrees fifty (50) minutes thirty-one (31) seconds East eighty-five and fifty-four hundredths (85.54) feet to an existing iron pin set in the Northerly edge of a ten (10) feet wide utility easement as shown on the hereinafter referred to Subdivision Plan; thence continuing in and along the Westerly right of way line of Legislative Route 01034 (North Oxford Road) by a curve to the left having a radius of four hundred fifty-five (455) feet, the long chord of which is South thirty-three (33) degrees thirty-six (36) minutes four (4) seconds East ten and sixteen hundredths (10.16) feet, an arc distance of ten and sixteen hundredths (10.16) feet to an existing iron pin at lands now or formerly of the Hanover Borough Municipal Authority as shown on the hereinafter referred to Subdivision Plan; thence along said last mentioned lands now or formerly of the Hanover Borough Municipal Authority, South fifty-eight (58) degrees twenty-nine (29) minutes twenty-four (24) seconds West thirty-nine and ninety-one hundredths (39.91) feet to a point at Lot No. 11 aforesaid; thence along said Lot No. 11 through the center of a partition wall, North thirty-two (32) degrees West ninety-five and thirty-five hundredths (95.35) feet to the point and place of BEGINNING.

TITLE TO SAID PREMISES IS VESTED IN Wesley L. Davis and Kimberly A. Davis, his wife by Deed from Guy K. Leister, single, and Leona M. Stambaugh, single, by her attorney-in-fact, Bruce C. Stambaugh, dated 8/20/1993, recorded 8/23/1993, in Deed Book 770, Page 41.

AND THE SAID Wesley Leon Davis and Kimberly Ann Davis were divorced from the bonds of matrimony in Docket# 01-S-721 on 10/4/2001.

Premises being: 642 North Street, McSherrystown, PA 17344

Tax Parcel No. 5-365

SEIZED and taken into execution as the property of **Wesley L. Davis & Kimberly A. Davis** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 1, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/1, 8 & 15

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1169 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 8th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL those two tracts of land lying and situate in Carroll Valley Borough, formerly Liberty Township, Adams County, Pennsylvania, known as Lots No. 87 and 88 in Section B, and more particularly bounded and described as follows:

TRACT NO. 1 - LOT NO. 87, SECTION B:

BEGINNING at a point in the center of Robin Trail at Lot No. 86; thence by said lot, South 3 degrees 21 minutes 40 seconds East, 200 feet to Lot No. 113; thence by said lot, South 86 degrees 38 minutes 20 seconds West, 100 feet to Lot No. 88; thence by said lot, North 3 degrees 21 minutes 40 seconds West, 200 feet to a point in the center of said Robin Trail; thence in said Robin Trail, North 86 degrees 38 minutes 20 seconds East, 100 feet to the place of BEGINNING.

TRACT NO. 2 - LOT NO. 88, SECTION B:

BEGINNING at a point in the center of Robin Trail at Lot No. 87; thence by said lot, South 3 degrees 21 minutes 40 seconds East, 200 feet to Lot No. 112; thence by said lot, South 86 degrees 38 minutes 20 seconds West, 100 feet to Lot No. 89; thence by said lot, North 3 degrees 21 minutes 40 seconds West, 200 feet to a point in the center of said Robin Trail; thence in said Robin Trail, North 86 degrees 38 minutes 20 seconds East, 100 feet to the place of BEGINNING.

The above description was taken from a plan of lots labeled "Section B Supplemental, Chamita" and dated July

10, 1965, prepared by Gordon L. Brown, R.S., and recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania in Miscellaneous Docket 4 at page 654.

The above-described two tracts of land being the same which Jeffery J. Wood and Cynthia S. Wood, husband and wife, by their deed dated January 15, 1997 and recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania in Record Book 1318 at page 285, granted and conveyed unto Everett M. Wills and Gina M. Wills, husband and wife, the Defendants herein.

Improved with a 3-story single family residence.

SEIZED and taken into execution as the property of **Everett M. Wills & Gina M. Wills** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 1, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/1, 8 & 15

INCORPORATION NOTICE

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania, on December 28, 2001, for the purpose of obtaining a Certificate of Incorporation of a business Corporation organized under the Business Corporation Law of the Commonwealth of Pennsylvania, Act of December 21, 1988, P.L. 1444, No. 177.

The name of the corporation is BAIRD HEATING & COOLING, INC.

The purpose for which the corporation has been organized is: The corporation shall have unlimited power to engage in and do any law act concerning any or all lawful business for which corporations may be organized under the Pennsylvania Business Corporation Law.

Baird Heating & Cooling, Inc.
50 Patrick Avenue
Littlestown, PA 17340

2/15

Adams County Legal Journal

Vol. 43

February 22, 2002

No. 39, pp. 214-219

IN THIS ISSUE

WIVELL VS. SIEBOR

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1152 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 15th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL those two lots of ground situate, lying and being in Tyrone Township, Adams County, Pennsylvania, which are bounded and described as follows:

LOT #1 BEGINNING at a post at the side of the Bendersville Public Road; thence by the side of said road South 57-1/2 degrees West 50 feet to a post at the side of said road; thence by Lot #7 South 32-1/2 degrees East 160 feet to a post at a 14 foot alley; thence by said alley North 57-1/2 degrees East 50 feet to a post; thence by Lot #5 North 32-1/2 degrees West 160 feet to a post, the place of BEGINNING. Said lot contains 8000 square feet of land and is known as Lot #6 on the South side of the Bendersville Public Road.

LOT #2 BEGINNING at a post at the side of the Bendersville Public Road; thence by the side of said road South 57-1/2 degrees West 50 feet to a post at the side of said road; thence by Lot #6 South 32-1/2 degrees East 160 feet to a post at a 14 foot alley; thence by said alley North 57-1/2 degrees East 50 feet to a post; thence by Lot #4 North 32-1/2 degrees West 160 feet to the place of BEGINNING. Said lot contains 8000 square feet of land and is known as Lot #5 on the South side of the Bendersville Road.

BEING the same premises which Ruth E. Motter, by Deed dated December 20, 1995 and recorded in the Office of the Recorder of Deeds of Adams County on December 21, 1995, in Deed Book Volume 1125, Page 225, granted and conveyed unto Christopher R. Strawsburg and Tammy L. Strawsburg, Husband and Wife.

Grenen & Birsic, P.C.
By: /s/Kristine M. Faust, Esq.
Attorneys for Plaintiff
One Gateway Center, Nine West
Pittsburgh, PA 15222
(412) 281-7650

Parcel No.: (40) G04-0066

SEIZED and taken into execution as the property of **Christopher R. Strawsburg & Tammy L. Strawsburg** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 8, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/15, 22 & 3/1

FICTITIOUS NAME NOTICE

NOTICE IS HEREBY GIVEN, in compliance with the requirements of Section 311, of Act 1982 - 295 (54 Pa. C.S. 311), the undersigned entity (ies) announce their intention to file in the Office of the Secretary of the Commonwealth of Pennsylvania, on approximately Jan. 7, 2002, a certificate for the conduct of a business in Adams County, Pennsylvania, under the assumed or fictitious name, style or designation of AZTECA FOOD, LLC, with its principal place of business at 218 W. Golden Lane, New Oxford, PA 17350. The names and addresses of the persons owning or interested in said business are Keith D. Speelman, residing at 51 Cashman Rd., New Oxford, PA 17350. The character or nature of the business is Food Manufacturing/Food Distributor.

2/22

INCORPORATION NOTICE

NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Pennsylvania Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, for the purposes of obtaining a Certificate of Incorporation of a proposed corporation to be organized under the provisions of the Pennsylvania Business Corporation Law of 1988, approved December 21, 1988, P.L. 144, No. 177, as amended. The name of the corporation is KEYSTONE FUR DRESSING, INC.

2/22

ADAMS COUNTY LEGAL JOURNAL (USPS 542-600)

Designated for the Publication of Court and other Legal Notices. Published every Friday by Adams County Bar Association, John W. Phillips, Esq., Editor and Business Manager.

Subscribers within Adams County should send subscriptions direct to the business office. Subscribers outside of Adams County should send subscriptions to Wm. W. Gaunt & Sons, Inc., 3011 Gulf Drive, Holmes Beach, FL 34217-2199. Postmaster: Send address changes to Adams County Legal Journal, 111 Baltimore Street, Room 305, Gettysburg, PA 17325.

Business Office - 111 Baltimore Street, Room 305, Gettysburg, PA 17325. Telephone: (717) 334-6781 ext 336

Periodicals postage paid at Gettysburg, PA 17325.

Copyright © 1959 by Wm. W. Gaunt & Sons, Inc., for Adams County Bar Association, Gettysburg, PA 17325. All rights reserved.

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1156 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 22nd day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that tract of land situate, lying and being in Berwick Township, Adams County, Pennsylvania more particularly described as follows:

BEGINNING at an iron pipe found along the Southern edge of Race Track Road (T-505) at the Northeast corner of land now or formerly of Lloyd C. Laughman; thence crossing said Race Track Road North 66 degrees 28 minutes 30 seconds East, 83.15 feet to a steel pin found on line of land now or formerly of Mildred M. Spangler; thence by said Spangler land South 13 degrees 55 minutes 15 seconds East, 17.80 feet to a point in the center of said Race Track Road; thence continuing in the center of said road North 88 degrees 56 minutes 30 seconds East 170.44 feet to a point at the Northwest corner of land now or formerly of Russell G. Neiderer, thence by said Neiderer land and through an angle iron found 27.22 feet from the beginning of this course South 13 degrees 38 minutes 45 seconds East, 315.43 feet to an angle iron; thence continuing by the same and through a concrete monument found 5.75 feet from the beginning of the course South 80 degrees 25 minutes 00 seconds West 232.22 feet to a concrete monument found; thence continuing by the same South 81 degrees 21 minutes 38 seconds West, 29.88 feet to an "X" cut in rock found at corner of land now or formerly of Lloyd C. Laughman; thence by said Laughman land North 11 degrees 25 minutes 40 seconds West, 337.30 feet to an iron pin along the Southern edge of Race Track Road (T-505), the place of BEGINNING.

CONTAINING 1.960 Acres.

The above description was taken from a plan of right of way prepared by John R. Williams P.L.S.

SUBJECT NEVERTHELESS, to a reservation of right of way bounded and described as follows:

BEGINNING at a point in the center of Race Track Road (T-505) at the

Northwest corner of land now or formerly of Russell G. Neiderer; thence by said Neiderer land and through an angle iron found 27.22 feet from the beginning of this course South 13 degrees 38 minutes 45 seconds East 315.43 feet to an angle iron found; thence by the same and through a concrete monument set 5.75 feet from the beginning of this course South 80 degrees 25 minutes 00 seconds West, 232.22 feet to a concrete monument found; thence by other land now or formerly of Jay S. Bange, et al. North 40 degrees 51 minutes 55 seconds East, 210.80 feet to an iron pin; thence continuing by the same North 13 degrees 38 minutes 45 seconds West, 190.00 feet to a point in the center of said Race Track Road; thence continuing in the center of said road North 88 degrees 56 minutes 30 seconds East, 61.48 feet to a point in the center of Race Track Road (T-505), the place of BEGINNING.

TITLE TO SAID PREMISES IS VESTED IN Jeffrey A. Jacoby, Sr. By Deed from Jay S. Bange, his attorney-in-fact and Julia A. Bange a/k/a Julia Ann Bange, unmarried by Jason J. Bange her attorney-in-fact, dated 2/11/1999, recorded 3/5/1999, in Record Book 1779, Page 207.

Premises being: 515 Race Track Road, Abbottstown, PA 17301

Tax Parcel No. Map #L11 Parcel #58

SEIZED and taken into execution as the property of **Jeffrey A. Jacoby, Sr.** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 15, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/22, 3/1 & 8

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1165 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 15th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT TRACT of land situate, lying and being in the village of Mummasburg, Franklin Township, Adams County, Pennsylvania, bounded and described as follows:

Located along the Southwest side of Baltimore Street, the same being known on the general plan of the village of Mummasburg as contained in the atlas of Adams County, Pennsylvania, published 1872, as Town Lot No. 55, said lot being bounded on the Southeast by a public alley, bounded on the Southwest by a public alley; bounded on the Northwest by Town Lot No. 56, now or formerly of Lizzie Trimmer; and on the Northeast by Baltimore Street.

Parcel ID# (120) E10-0032

BEING KNOWN AS: 2502 Mummasburg Rd., Gettysburg, PA 17325

SEIZED and taken into execution as the property of **Dale W. McDannell, Joyce P. McDannell & Brian P. McDannell** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 8, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/15, 22 & 3/1

WIVELL VS. SIEBOR

1. Since our Supreme Court's decision in *Griffith v. United Airlines*, 416 Pa. 1, 203 A.2d 796 (1964), the courts in this Commonwealth have applied the law of the jurisdiction most intimately concerned with the outcome of the particular litigation in choice of law situations.

2. While...the weight of a particular state's contracts must be measured on a qualitative rather than a quantitative scale,...it (is) only fair to permit a defendant to rely upon his home state while acting within that state.

3. Pennsylvania's legislature has established important interests by enacting the Motor Vehicle Financial Responsibility Law, (MVFRL) specifically 75 Pa. C.S.A. §1720 and §1722.

4. It seems clear that MVFRL is designed to prevent double recovery of medical expenses by an accident victim.

5. Commonwealth Court has held that a trial court may bar subrogation because of a provider's failure to participate in a lawsuit, even though the compensation carrier had the right to pursue or settle its claim against a third party tortfeasor independently of claims for pain and suffering.

In the Court of Common Pleas of Adams County, Pennsylvania, Civil, No. 00-S-723, DEBORAH WIVELL AND RONALD WIVELL VS. EDWARD SIEBOR, JR.

Thomas P. Lang, Esq., for Plaintiffs

Rolf E. Kroll, Esq., for Defendant

Spicer, P.J., July 2, 2001

OPINION AND RULING ON PRETRIAL ISSUE

In their complaint filed July 17, 2000, plaintiffs sought damages for injuries they said were caused by a vehicular accident that occurred January 24, 1999 in Adams County. Included in the demand in Count I, involving Deborah Wivell, was a claim for past and future medical expenses.

Both plaintiffs are residents of Maryland, while defendant resides within Adams County.

Defendant filed an answer containing New Matter on August 25, 2000. In ¶23, defendant alleged:

Plaintiffs' claims are barred in whole or in part by the terms and conditions of the Pennsylvania Motor Vehicle Financial Responsibility Law, Act of February 12, 1984, 75 Pa.C.S.A. §1701 et seq., as amended. Specifically, Plaintiffs' claims for medical expenses and/or wage loss may be barred in whole or in part by 75 Pa. Cons. Stat, §1722. Moreover, Plaintiffs' claim

for non-economic damages may be barred by virtue of the limited tort option of Plaintiffs' motor vehicle insurance policy.

In their Reply to New Matter, plaintiffs stated that the allegations of this paragraph were conclusions of law to which no response was required.

Thus matters stood until a pretrial conference was conducted by Judge John D. Kuhn on February 14, 2001. The order resulting from that conference contained the following provision:

1. On or before April 1, 2001, Plaintiff shall file a motion, and have it set for argument court, which addresses the extent to which Plaintiff is limited from recovering benefits under her Maryland automobile insurance policy (PIP coverage) and under her Maryland Blue Cross Blue Shield policy.

In compliance with this directive, plaintiffs filed their Motion to Rule on Evidentiary Issue on April 4, 2001. However, the title of the motion is somewhat misleading. Plaintiffs have included factual averments including that initially Ms. Wivell's medical expenses from the accident were submitted through her automobile insurance, but when the benefits under her auto insurance were exhausted she submitted medical bills for her ongoing treatment to her health insurance carrier, Maryland Blue Cross Blue Shield. Plaintiffs go on to claim:

9. Maryland Blue Cross and Blue Shield has asserted a subrogation lien against any settlement, judgment or verdict obtained by the Wivells in the above captioned matter.

Apparently recognizing that their motion is not a proper means of asserting these facts, plaintiffs request leave to "plead, prove and recover the amount of medical expenses paid by Maryland Blue Cross and Blue Shield."

Thus, the motion goes considerably beyond the directive in the pretrial order. Implicitly, plaintiffs seem to recognize that their claim for medical expenses is not proper given the procedural posture of this case.

Nonetheless, we must consider whether plaintiffs could recover medical expenses, even if the complaint is amended. As we see it, resolution of this question involves two further inquiries. Initially, we must consider whether Pennsylvania or Maryland law should

prevail. If Pennsylvania law governs entitlement to damages, no further consideration is required. *Geiswite v. Warner*, 21 D&C 4th 473 (Clinton County, 1993). If Maryland law should be applied, we must decide whether Ms. Wivell may assert the claim without intervention.

Choice of law: Plaintiffs contend that Maryland law permits Maryland Blue Cross Blue Shield (MBCBS) to enforce a subrogation lien against any recovery by Ms. Wivell. Pennsylvania law does not allow subrogation. Therefore, medical expenses may be considered at trial only if Maryland law applies.¹

Since our Supreme Court's decision in *Griffith v. United Airlines*, 416 Pa. 1, 203 A.2d 796 (1964), the courts in this Commonwealth have applied the law of the jurisdiction most intimately concerned with the outcome of the particular litigation in choice of law situations. Interestingly, *Griffith* involved a suit for breach of contract arising from the purchase of an airline ticket in Pennsylvania, but the action was really wrongful death. The airline crashed in Colorado, where laws did not permit recovery in cases of instantaneous death. Supreme Court cited the interest that Pennsylvania had in the well-being of decedent's family and a constitutional proscription against reduction of wrongful death damages. Colorado obviously had minimal interest in the case and the laws of this Commonwealth were applied to allow recovery.

Supreme Court has revisited the scene several times since *Griffith*, but not on the issue involved presently before us. It has distinguished between true and false conflicts cases. The former requires an analysis of the policies behind competing laws and whether application of foreign law will advance the policies of that jurisdiction. In holding that a Pennsylvania guest could not take advantage of Pennsylvania law for injuries suffered in a Delaware accident involving a Delaware defendant, Supreme Court said that Delaware was a concerned jurisdiction and had contact with respect to the issue before the court. While saying that the weight of a particular state's contacts must be

¹Since the right to amend should be liberally granted, we accept as true plaintiffs' assertion that Maryland law permits subrogation and that Maryland Blue Cross Blue Shield has or will seek subrogation. However, we cannot definitely say, at this point, whether either is true.

measured on a qualitative rather than a quantitative scale, the court also stated that it seemed only fair to permit a defendant to rely upon his home state while acting within that state.² *Cipolla v. Shaposka*, 439 Pa. 563, 267 A.2d 854 (1970).

Were we deciding this issue without benefit of intermediate appellate court decisions³, we would rule that this case involves a true conflict of laws and that Pennsylvania's legislature has established important interests by enacting the Motor Vehicle Financial Responsibility Law, (MVFRL) specifically 75 Pa. C.S.A. §1720 and §1722. Because subrogation is expressly precluded as part of a systematic motor vehicle insurance scheme, we would apply Pennsylvania law.

However, intermediate appellate authority would seem to dictate a different result.

There is a line of cases holding that the state regulating workers' compensation policies has more significant contact regarding workers' compensation subrogation. *Davish v. Gidley*, 417 Pa. Super. 145, 611 A.2d 1307 (1992) (Pennsylvania accident, New Jersey law applied); *Allstate Insurance Co. v. McFadden*, 407 Pa. Super. 537, 595 A.2d 1277 (1991), *alloc. dn.* 529 Pa. 644, 602 A.2d 855 (1992) (New Jersey accident, Pennsylvania law applied); *Van Den Heuval v. Wallace*, 382 Pa. Super. 242, 555 A.2d 162 (1989) (Pennsylvania accident, Delaware law applied). *Davish* included a claim not only for compensation but for medical expenses paid by the workmens' compensation carrier. The court, in that case, recognized that Pennsylvania had an interest in enforcing the MVFRL, but that a Pennsylvania plaintiff should be permitted to allege and recover medical expenses and workmens' compensation benefits that were expressly precluded by §1722, *supra*. However, this right was granted because the workmens' compensation carrier was seeking to inter-vene and protect its subrogation interest.

² As we understand it, this is precisely the reason many courts have followed the *lex loci delicti* rule that was abandoned in *Griffith*. As was said in *Griffith*, "The state in which injury occurred, as such, has relatively little interest in the measure of damages to be recovered unless it can be said with reasonable certainty that defendant acted in reliance on that state's rule. Moreover, where the tort is unintentional, the reliance is almost totally untenable." 203 A.2d at 805, 806.

³ Supreme Court may clarify the issue in *Thompson v. W.C.A.B.* (USF&G), *infra*.

We have not been favored with argument concerning whether Maryland guarantees MBCBS the right to recover its payments. At this stage of the proceeding, however, we assume that it does. We see no justification in allowing one type of insurance provider to recover moneys paid on account of an accident victim, while denying the same right to another.

Recovery without intervention: It seems clear that MVFRL is designed to prevent double recovery of medical expenses by an accident victim. See comment 12, 75 Pa. C.S.A. §1720; *Davish v. Gidley*, *supra*. Superior Court has stated that the policy may be effectuated by intervention of the insurance carrier seeking subrogation⁴. That court allowed amendment and recovery because otherwise an insurance provider might assert subrogation against a fund that plaintiff was not entitled to recover. *Id.* Commonwealth Court has held that a trial court may bar subrogation because of a provider's failure to participate in a lawsuit. *Thompson v. W.C.A.B. (USF & G CO.)*, Pa. Cmwlth. Ct., 730 A.2d 536 (1999); *alloc. gr.* 561 Pa. 664, 747 A.2d 904 (1999), even though the compensation carrier had the right to pursue or settle its claim against a third party tortfeasor independently of claims for pain and suffering. This holding is consistent with the discussion in *Davish v. Gidley*, *supra*.

Based upon the foregoing, we rule:

1. Presently, plaintiffs may not proceed on their claims for medical expenses.
2. Nothing can be gained by permitting additional amendment, since plaintiffs have already included a claim for medical expenses in their complaint.

⁴Of course, more is at stake concerning Pennsylvania's interest than prevention of double recovery. MVFRL sets forth a comprehensive insurance scheme by which premiums and coverage are regulated. By requiring insurance carriers to carry the brunt of contracted for services, Pennsylvania's legislature has attempted to reduce the cost of purchasing vehicle insurance. *Pittsburgh Neurosurgery Association v. Danner*, Pa. Super. , 733 A.2d 1279 (1999); *alloc. dn.* 561 Pa. 699, 751 A.2d 192 (2000). Given the state of Pennsylvania law, it is far from certain whether defendant's insurance policy covers subrogated claims for medical expenses. If double recovery were the only consideration, there would be no need to bar claims in cases involving only Pennsylvania residents and accidents.

3. Plaintiffs may proceed on the claim if, and only if, MBCBS intervenes in this case and it can be assured that any recovery for medical expenses will be paid to MBCBS.
4. Plaintiffs must notify MBCBS that, unless it intervenes in this suit within 30 days from the date of notice, it will be precluded from asserting subrogation against any recovery.

Issues concerning subrogation will be determined when MBCBS has intervened.

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1059 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 15th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

IN THE COURT OF
COMMON PLEAS OF
ADAMS COUNTY, PENNSYLVANIA

CIVIL DIVISION
NO. 01-S-1059

CHASE MANHATTAN MORTGAGE
CORPORATION, Plaintiff
vs.

RODGER M. PALMER and PATRICIA A.
PALMER, Defendants

LONG FORM DESCRIPTION

ALL that certain tract of land situate, lying and being in Conewago Township, Adams County, Pennsylvania, bounded and described as follows, to wit:

BEGINNING for a point on the sixty (60) foot right-of-way line of Conewago Drive at Lot No. 24 as shown on the hereinafter described subdivision plan; thence along said Lot No. 24, South fifty (50) degrees six (06) minutes fifty-nine (59) seconds West, one hundred eleven and sixteen hundredths (111.16) feet to a point at Lot No. 22 as shown on the hereinafter described subdivision plan; thence along said Lot No. 22, North twenty-two (22) degrees three (03) minutes fifty-three (53) seconds West, one hundred five (105.00) feet to a point on the sixty (60) foot right-of-way line of Tiffany Court, North sixty-seven (67) degrees fifty-six (56) minutes seven (07) seconds East, sixty-nine and twenty-nine hundredths (69.29) feet to a point; thence further along the sixty (60) foot right-of-way line of Tiffany Court and onto the sixty (60) foot right-of-way line of Conewago Drive by a curve to the right, the radius of which is twenty-five (25.00) feet, with an arc distance of thirty-five and thirty-eight hundredths (35.38) feet, and a long chord bearing and distance of South seventy-one (71) degrees thirty-one (31) minutes sixteen (16) seconds East, thirty-two and fifty hundredths (32.50) feet to a point; thence further along the sixty (60) foot right-of-way line of Conewago Drive by a curve to the left, the radius of which is three hundred thirty (330.00) feet, with an arc distance of fifty-one and thirty hundredths (51.30) feet, and a long chord bearing and distance of South thirty-five (35) degrees twenty-five (25) minutes fifty (50) seconds East, fifty-one and twenty-four hundredths (51.24) feet to a point at Lot No. 24 aforesaid, the point and place of BEGINNING.

CONTAINING 8,605 square feet.

BEING Lot No. 23 on the Final Plan of Samuel R. Sneeringer, dated March 8, 1990, and recorded in the Recorder of Deeds Office in and for Adams County, Pennsylvania, in Plat Book 55, page 60.

BEING the same premises which Samuel R. Sneeringer, by Deed dated September 4, 1992 and recorded in the Office of the Recorder of Deeds of Adams County on September 8, 1992, in Deed Book Volume 640, Page 991, granted and conveyed unto Rodger M. Palmer and Patricia A. Palmer.

UNDER AND SUBJECT, nevertheless, to the restrictions attached hereto and made a part hereof.

RESTRICTIONS

1. No lot shall be used except for residential purposes by one family per household. The construction plans and specifications for the dwelling to be used for residential purposes only must be approved prior to the start of construction by the developer. No structure of a temporary character, trailer, basement, tent, shack, garage, barn or other outbuilding shall be used on any lot at any time as a residence, either temporarily or permanently.
2. No garage may be erected on each lot whether attached to or separate from the dwelling located on each lot except by the written approval of the developer.
3. No ornaments or decorations of any nature may be placed on the front lawn of each lot. No fences of any kind shall be erected on the rear or sides of each lot that exceeds the maximum height of 42", excepting for patio screening. No fence shall project closer to the street on which the dwelling fronts than such dwelling itself.
4. Any inoperative motor vehicle must be stored within the confines of a garage. An inoperative vehicle is one that is not licensed and bearing a current inspection sticker. Maintenance requiring more than a screw driver for any vehicle, bike, camper, boat or machine of any sort must be performed in rear of lot or in a garage. All articles that are stored outside the confines of a building must be kept in rear of lots. No boats, campers, trailers, motorcycles, bicycles or any other articles which are not in daily use shall remain nearer the front lot line than the rear wall of premises. No automobile bodies, junk, unassembled cars, rubbish or other debris shall be kept on any lot.
5. A post light must be installed and maintained on each lot by the owner thereof, said installation must be made prior to the completion of the dwelling built upon each lot, and said post light must be placed within an area ten (10) feet behind rear of curb; said post light will be a minimum of forty (40) watts and must be lighted at all times from sundown to sunup of each day.
6. No trailer or camper of any size shall be parked on the front or side area of the dwelling located on each lot.

7. No noxious or offensive activity shall be carried on upon any lot, nor shall anything be done thereon or be permitted to be done thereon, which may be or become an annoyance or nuisance to the adjoining lot owners or the neighborhood in general.

8. No business or manufacturing establishment of any nature shall be maintained or conducted upon any lot, excepting the sales office of the undersigned, his heirs or assigns.

9. No fence, wall, hedge or shrub planting which obstructs sight lines shall be placed or permitted to remain at any corner lot at street intersections and no trees shall be permitted to remain within such intersections unless the foliage line is maintained at sufficient height to prevent obstruction of such sight lines.

10. No poles or appliances upon which to hang or expose laundry shall be erected or maintained on such premises closer to the front of said premises than the rear wall of the dwelling to be erected thereon. No billboard shall be erected on the premises.

11. All lots hereby conveyed shall at all times be kept in a clean and presentable condition in keeping with the rest of the community. The Developer reserves the right to go onto said lot to clear the same of brush and debris and to mow or cut the grass thereon if the owner fails to comply to written notices mailed to the owners' last known address. The owner shall be liable to the Developer for any cost incurred by the Developer in doing so.

12. The above covenants and restrictions shall apply only to the lots hereinabove referred to, and shall not, in any event, be held to any other lands of the owner or the developer from which these lots were subdivided, nor shall the owner or developer be obligated to impose these restrictions or covenants upon other lands of Samuel R. Sneeringer.

13. Invalidation of any of these covenants, conditions and restrictions by judgment or court order shall in no way affect any of the other covenants, conditions or restrictions hereinabove set forth which shall remain in full force and effect.

14. These restrictions and covenants are to run with the land and shall be binding on all parties and all persons claiming under them for a period of thirty (30) years from the date these restrictions and covenants are recorded, after which time said restrictions and covenants shall be automatically extended for successive periods of ten (10) years unless an instrument signed by 75% of the then owners of the lots has been recorded, agreeing to change such restrictions and covenants in whole or in part.

Grenen & Birsic, P.C.
By: /s/Kristine M. Faust, Esq.
Attorneys for Plaintiff
One Gateway Center, Nine West
Pittsburgh, PA 15222
(412) 281-7650

(continued on page 4)

Parcel No. 08 K14-0219

SEIZED and taken into execution as the property of **Rodger M. Palmer & Patricia A. Palmer** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 8, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/8, 15 & 22

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-981 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 15th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN tract of land situate, lying and being in Huntingdon Township, Adams County, Pennsylvania, more particularly bounded and described as follows to wit:

BEGINNING at a point in or near the centerline of U.S. Route 15; thence leaving said centerline and extending along a right-of-way the following courses and distances: North thirty-four (34°) degrees thirty (30') minutes (30") seconds East four hundred four and seven hundredths (404.07) feet to an iron pipe; thence North thirty-four (34°) degrees thirty (30') minutes (30") seconds East one hundred seventy-four and twenty-six hundredths (174.26) feet to an iron pipe at stones at lands now or formerly of George R. Barrick; thence continuing along the last mentioned lands South fifty-five (55°) degrees twenty-three (23') minutes five (05") seconds East eight hundred eighty-five and twenty-one hundredths (885.21) feet to a concrete monument in or near the centerline of White Church Road, also known as T-568; thence extending in and along said centerline South forty-three (43°) degrees twelve (12') minutes seventeen (17") seconds West five hundred thirty-eight and sixty-two hundredths (538.62) feet to an iron pipe in the center of said last mentioned roadway; thence leaving said roadway and extending along lands now or formerly of the Episcopal Church and E.D.L.U. Corporation North fifty-eight (58°)

degrees thirty-eight (38') minutes thirty-five (35") seconds West a distance of eight hundred four and ninety-eight hundredths (804.98) feet to a point in or near the centerline of U.S. Route 15 being the point and place of BEGINNING.

CONTAINING 10.747 acres total and 9.012 acres net and being designated as Lot No. 2 on a final subdivision plan for John W. and Doris M. Breighner dated August 14, 1987, as prepared by John R. Williams, P.L.S. Said Plan is recorded in the Adams County Recorder's Office in Plan Book 47, Page 100.

UNDER AND SUBJECT, NEVERTHELESS, to all restrictions, easements, covenants and rights-of-way of prior record.

TOGETHER with all and singular, the said property, improvements, ways, waters, water courses, rights, liberties, privileges, hereditaments and appurtenances whatsoever thereunto belonging, or in anywise appertaining, and the reversions and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, property, claim and demand whatsoever, of, in and to the same and every part thereof.

TO HAVE AND TO HOLD the said hereditaments and premises hereby granted or mentioned, and intended so to be, with the appurtenances, unto the said Grantees, their heirs and assigns, to and for the only proper use and behoof of the said Grantees, their heirs and assigns forever.

BEING the same premises which Linden E. Trout and Mary C. Trout, husband and wife, by Deed dated February 28, 1994 and recorded in Adams County on March 4, 1994 at Deed Book Volume 855, Page 62 granted and conveyed to Verne W. Nestler, Jr. and Amelia Nestler, husband and wife.

SEIZED and taken into execution as the property of **Verne Nestler a/k/a Verne W. Nestler & Amelia Nestler** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 8, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/8, 15 & 22

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1010 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 22nd day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that tract of land situate, lying and being in Franklin Township, Adams County, Pennsylvania, being Lot No. 3 of High Fields, more particularly bounded and described as follows, to-wit:

BEGINNING at a point in Pa. Rt. 234, Buchanan Valley Road, at Lot No. 4; thence by said lot and through an existing shed South 44 degrees 02 minutes 15 seconds East, 110.5 feet to a point; thence continuing by said lot South 36 degrees 50 minutes 45 seconds East, 752.13 feet to a steel pin set at Lot No. 7; thence by said lot South 52 degrees 06 minutes 40 seconds West, 318.63 feet to a steel pin set back 17.13 feet from the end of this course, North 38 degrees 03 minutes 30 seconds West, 827.66 feet to a point in said Pa. Rt. 234, Buchanan Valley Road; thence in said Pa. Rt. 234, Buchanan Valley Road, North 46 degrees 08 minutes 30 seconds East, 324.75 feet to the place of BEGINNING.

CONTAINING 6.339 Acres.

The above description was taken from a draft of survey dated October 24, 1988, prepared by Boyer Surveys, and recorded in Adams County Plat Book 51 at Page 83.

SEIZED and taken into execution as the property of **Brian W. Reynolds, Sr. & Debra L. Reynolds** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 15, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/22, 3/1 & 8

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-N-671 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 22nd day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

Description of Real Estate located at 281 California Road, Littlestown, PA 17340:

Tract No. 1: BEGINNING at a point in the California Road Township Road No. T-428, said point being 9 feet West of the center of said road; thence along lands of Vernon Snyder and a private land North 62 degrees West 1110.45 feet to an iron pin; thence by said lands of Vernon Snyder North 16 degrees 55 minutes 35 seconds East 396 feet to an iron pin; thence by the same South 61 degrees 46 minutes 50 seconds East 1148.40 feet, said last mentioned line being along the Metropolitan Edison service line; thence running in and along said California Road, Township Road No. T-428, South 22 degrees 20 minutes West 386.10 feet to a point, the place of BEGINNING. CONTAINING 10.0162 Acres.

Tract No. 2: BEGINNING at a railroad spike 10 feet West of the center line of Township Road T-428 at corner of land now or formerly of William E. Groomes; thence by said land of William E. Groomes, and passing through an existing iron pin set back 15.0 feet from the last mentioned point, North 62 degrees 00 minutes 00 seconds West, 1,148.40 feet to an existing iron pin at corner of land now or formerly of Luther Speelman; thence by said land of Luther Speelman, North 17 degrees 08 minutes 32 seconds East, 192.02 feet to an iron pin at corner of land now or formerly of R. Glenn Snyder; thence by said land of R. Glenn Snyder, South 62 degrees 00 minutes 00 seconds East, and passing through an existing iron pin set back 15.0 feet from the next mentioned point, 1,161.42 feet to a railroad spike 10 feet West of the center line of Township Road T-428; thence in and along said Township Road T-428, South 21 degrees 00 minutes 00 seconds West, 190.00 feet to a railroad spike, the place of BEGINNING. CONTAINING 5.000 Acres.

SEIZED and taken into execution as the property of **Harrison R. Cecil** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 15, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/22, 3/1 & 8

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1042 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 22nd day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN tract of land situate, lying and being in the Borough of Carroll Valley, Adams County, Pennsylvania, being Lot No. 167 in Section W, as described on a plan of lots labeled "Section W of Charnita, Inc." dated January 3, 1970, prepared by Gordon L. Brown, R.S., recorded in Adams County Plat Book 1 at Page 66.

HAVING ERECTED THEREON a dwelling known as 7 Yvonne Trail, Carroll Valley, Pennsylvania.

BEING THE SAME PREMISES WHICH Scott B. Harris and Mary F. Harris by Deed dated January 20, 1999 and recorded January 29, 1999 in Adams County Deed Book 1755, Page 88, granted and conveyed unto Jeffrey J. Harris and Thrasa A. Harris.

SEIZED in execution as the property of Jeffrey J. Harris and Thrasa A. Harris under Adams County Judgment No. 01-S-1042.

MAP & PARCEL #22-173

SEIZED and taken into execution as the property of **Thrasa A. Harris & Jeffrey J. Harris** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 15, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/15, 22 & 3/1

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-979 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 22nd day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that following described lot of ground situate, lying and being in Franklin Township, County of Adams, Commonwealth of Pennsylvania, bounded and limited as follows, to wit:

BEGINNING at stones in line of the land now or formerly of John Lives; thence by lands now or formerly of Jacob Mickle, North 60 degrees East, 80.4 perches to a stone; thence South 52 degrees East, 1.3 perches to a locust tree; thence South 32 degrees West, 90 perches to a stone; thence North 32 degrees West, 43.2 perches to the place of BEGINNING.

TITLE TO SAID PREMISES IS VESTED IN Robert E. Fritts and Holly N. Fritts, his wife by reason of the following:

BEING the same premises which Emma Ruth Harnick, by Waitman B. Samples, Jr., Attorney-in-Fact by Deed dated 1/16/1997 and recorded 1/17/1997 in the County of Allegheny in Record Book 1318 Page 32 conveyed unto Robert E. Fritts and Holly N. Fritts, his wife.

AND THE SAID Robert E. Fritts and Holly N. Fritts, sellers and J. Terrence Shaffer and Susan P. Shaffer, buyers have entered into an Installment Sale Agreement dated 5/30/1997 and recorded 6/2/1997.

Premises being: 1391 Mount Carmel Road, Orrtanna, PA 17353

Tax Parcel No. B12-8

SEIZED and taken into execution as the property of **Robert E. Fritts & Holly N. Fritts** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 15, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/22, 3/1 & 8

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1075 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 15th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL those three tracts of land situate, lying and being in Straban Township, Adams County, Pennsylvania, bounded and described as follows:

Tract No. 1: BEGINNING at a spike in the center of the State Highway leading from Hunterstown to Lincoln Highway at lands now or formerly of John W. Lafferty, Jr.; thence by said lands, South 78 degrees West, 200 feet to an iron pin at other lands now or formerly of Vernie J. Criswell Estate; thence by said lands, North 14 degrees 30 minutes West, 100 feet to an iron pin; thence continuing by said lands, North 78 degrees East, 200 feet to a spike in the center of the State Highway leading from Hunterstown to Lincoln Highway; thence in said State Highway, South 14 degrees 30 minutes East, 100 feet to the place of BEGINNING. CONTAINING 73 perches.

The above description was taken from a draft of survey dated May 21, 1970, prepared by Leroy H. Winebrenner, C.S.

Tract No. 2: BEGINNING at a railroad spike in the center of the State Highway leading from Hunterstown to the Lincoln Highway, said Point of beginning being, South 14 degrees East, 363 feet from lands now or formerly of Guy Little; thence in said State Highway, South 12 degrees East, 200 feet to a spike in the center of said State Highway at other lands now or formerly of John W. Lafferty, Jr.; thence through a stake on the western side of said State Highway, South 78 degrees West, 200 feet to a stake; thence by said lands now or formerly of John W. Lafferty, Jr., North 12 degrees West, 200 feet to a point; thence by said lands, North 78 degrees East, 200 feet to the place of BEGINNING. CONTAINING 146 Perches.

The above description was taken from a draft of a survey made May 3, 1965 by Leroy H. Winebrenner, C.S.

Tract No. 3: BEGINNING at a point in the center of Pa. Legislative Route 01005 leading to U.S. Route 30 at other lands now or formerly of Edward K. Smith; thence by said lands, South 78 degrees West 200 feet to a point at other lands now or formerly of John W. Lafferty, Jr.; thence by said lands, North 12 degrees West, 65 feet to a point at land now or formerly of Edward K. Smith; thence by said land, North 78 degrees East 200 feet to a point in the center of Pa. Legislative Route 01005; thence in said Pa. Legislative Route, South 12 degrees East, 65 feet to the place of BEGINNING. CONTAINING 47 Perches.

The above-described three tracts of land being the same which Edward K. Smith and Connie R. Smith, his wife, by their deed dated July 7, 2000 and recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania in Record Book 2084 at page 287, granted and conveyed unto Stephen E. Wolff and Wanda S. Yohe, as joint tenants with the right of survivorship and not as tenants in common, the Defendants herein.

Improved with a 1-story residential dwelling, 1 car detached garage and several outbuildings.

SEIZED and taken into execution as the property of **Stephen E. Wolff & Wanda S. Yohe** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 8, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/8, 15 & 22

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1220 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 22nd day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN lot or tract of land situate on the Southerly right of way line of Abbots Drive in the Borough of Abbotsstown, County of Adams and State of Pennsylvania known and numbered as Lot No. 25 on a plan of lots for Abbots Manor Phase II recorded in the Office of the Recorder of Deeds in and for Adams County, PA in Subdivision Plat 73, Page 43, more fully bounded and described as follows, to wit:

BEGINNING at a point on the Southerly right of way line of Abbots Drive, at a corner of Lot No. 26 of a final plan of lots for Abbots Manor Phase I, recorded in the Office of the Recorder of Deeds in and for Adams County, PA in Plat Book 69, Page 95; thence extending along the said right of way line of Abbots Drive on a line curving to the left having a radius of 220 feet, an arc distance of 86.42 feet with a chord bearing North 64 degrees 43 minutes 09 seconds East

85.87 feet to a point, at a corner of Lot No. 24 on plan of lots for Abbots Manor Phase II recorded in the Office of the Recorder of Deeds in and for Adams County, PA in Record Book 73, Page 43; thence extending along the said Lot No. 24 South 36 degrees 32 minutes 03 seconds East 145.44 feet in a point; thence South 62 degrees 30 minutes 00 seconds West 135.80 feet to a point; thence extending along the aforementioned Lot No. 26 North 17 degrees 01 minutes 50 seconds West 149.45 feet to the point and place of BEGINNING.

Premises being: 180 Abbots Drive, Abbotsstown, PA 17301

Tax Parcel No. (1) 005-0053

SEIZED and taken into execution as the property of **Ricky Sheely & Robin Sheely** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 15, 2002, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/15, 22 & 3/1

CERTIFICATE OF AUTHORITY

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on January 24, 2002, by MONUMENTAL SUPPLY CO., INC., a foreign corporation formed under the laws of the State of Maryland where its principal office is located at 401 South Haven Street, Baltimore, Maryland 21224, for a Certificate of Authority to do business in Pennsylvania under the provisions of the Pennsylvania Business Corporation Law of 1988.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located in Adams County.

2/22

ESTATE NOTICES

NOTICE IS HEREBY GIVEN that in the estates of the decedents set forth below the Register of Wills has granted letters, testamentary or of administration, to the persons named. All persons having claims or demands against said estates are requested to make known the same, and all persons indebted to said estates are requested to make payment without delay to the executors or administrators or their attorneys named below.

FIRST PUBLICATION

ESTATE OF ETHEL G. CAREY, DEC'D

Late of Latimore Township, Adams County, Pennsylvania

Joan A. Carey, 2665 Cranberry Road, York Springs, PA 17372

Attorney: David K. James, III, Esq., 234 Baltimore Street, Gettysburg, PA 17325

ESTATE OF R. VAUGHN LEFEVER a/k/a REUBEN VAUGHN LEFEVER, DEC'D

Late of Hamiltonban Township, Adams County, Pennsylvania

Executors: Stephanie A. Greineder & Vaughn Paul LeFever, c/o Alan M. Cashman, Esq., 141 Broadway, Suite 230, Hanover, PA 17331

Attorney: Alan M. Cashman, Esq., 141 Broadway, Suite 230, Hanover, PA 17331

ESTATE OF ROBERT A. MACASKILL, DEC'D

Late of Cumberland Township, Adams County, Pennsylvania

Linda S. MacAskill, 200 Hills Drive, Gettysburg, PA 17325

Attorney: Puhl, Eastman & Thrasher, 220 Baltimore Street, Gettysburg, PA 17325

ESTATE OF MARJORIE S. SCHWARTZ, DEC'D

Late of Straban Township, Adams County, Pennsylvania

Co-Executors: J. William Schwartz, 158 E. Water Street, Gettysburg, PA 17325; Stephen S. Schwartz, 174 E. Water Street, Gettysburg, PA 17325

Attorney: Gary E. Hartman, Esq., Hartman & Yannetti, Attorneys at Law, 126 Baltimore Street, Gettysburg, PA 17325

ESTATE OF PATRICIA B. TISHLER, DEC'D

Late of the Borough of Gettysburg, Adams County, Pennsylvania

Executors: Allan C. Stam, III, 293 Baker Hill Rd., Lyme, NH 03768; Cynthia L. Stam, 293 Baker Hill Rd., Lyme, NH 03768

Attorney: John W. Phillips, Esq., 101 W. Middle St., Gettysburg, PA 17325

SECOND PUBLICATION

ESTATE OF REBECCA E. GUISE, DEC'D

Late of Huntington Township, Adams County, Pennsylvania

Co-Executors: Paul R. Guise, 366 Buttonwood Road, York Springs, PA 17372; Douglas A. Guise, 7100 Old Harrisburg Road, York Springs, PA 17372

Attorney: John C. Zepp, III, Esq., P.O. Box 204, 8438 Carlisle Pike, York Springs, PA 17372

ESTATE OF VIVIAN D. MILLER, DEC'D

Late of Cumberland Township, Adams County, Pennsylvania

Executrix: Betty Tuckey, P.O. Box 194, Arendtsville, PA 17303-0194

Attorney: Stephen F. Tuckey, Esq., 562 Race St., Harrisburg, PA 17104-1646

ESTATE OF ARLINE E. NEIDERER, DEC'D

Late of Oxford Township, Adams County, Pennsylvania

Executors: Richard J. Neiderer, 117 Friendly Drive, Hanover, PA 17331; Donald J. Neiderer, 1013 Shafer Drive, Hanover, PA 17331

ESTATE OF MARY P. WERTZ, DEC'D

Late of Butler Township, Adams County, Pennsylvania

Executor: Russell M. Wertz, 915 Heidlrsburg Rd., Aspers, PA 17304

Attorney: Robert E. Campbell, Esq., Campbell & White, 112 Baltimore Street, Gettysburg, PA 17325

ESTATE OF THELMA KINSEL WILSON, DEC'D

Late of Oxford Township, Adams County, Pennsylvania

Executor: Sue Ann Grady, 103 Cranbrook Dr., Dover, PA 17315

THIRD PUBLICATION

ESTATE OF E. ERNEST HOLLABAUGH a/k/a ELMER ERNEST HOLLABAUGH, DEC'D

Late of Cumberland Township, Adams County, Pennsylvania

Executors: Janet A. Cutshall, 1508 Biglerville Road, Gettysburg, PA 17325; Jay M. Cutshall, 1508 Biglerville Rd., Gettysburg, PA 17325

Attorney: Ronald J. Hagaman, Esq., 110 Baltimore Street, Gettysburg, PA 17325

ESTATE OF JERE W. TAUGHINBAUGH, DEC'D

Late of Straban Township, Adams County, Pennsylvania

Co-Administrators: Kroy A. Taughinbaugh, 12 General McLewes Ct., Harpers Ferry, WV 25425; Kara R. DeFriece, 1090 Orrtanna Road, Orrtanna, PA 17353

Attorney: Bernard A. Yannetti, Jr., Esq., Hartman & Yannetti, Attorneys at Law, 126 Baltimore Street, Gettysburg, PA 17325

ESTATE OF JEAN FOSTER WHEELER, DEC'D

Late of the Borough of Gettysburg, Adams County, Pennsylvania

Administrator: George M. Wheeler, 2631 Skidmore Circle, Vienna, VA 22108-7121

Attorney: John A. Wolfe, Esq., Wolfe & Rice, LLC, 47 West High Street, Gettysburg, PA 17325

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 01-S-1258 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 15th day of March, 2002, at 10:00 o'clock in the forenoon at the Courthouse in the Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that tract of land situate, lying and being in Germany Township, Adams County, Pennsylvania, bounded and described as follows:

BEGINNING for a point on the eastern edge of Kensington Drive and Lot No. 9 of the hereinafter referenced subdivision plan; thence along said eastern edge of Kensington Drive, North 07 degrees 15 minutes 00 seconds East, 100 feet to a point at the intersection of Kensington Drive and Windsor Court; thence along same, North 52 degrees 15 minutes 00 seconds East, 35.36 feet to a point on the southern edge of Windsor Court; thence along same, the following three (3) courses and distances: 1) South 82 degrees 45 minutes 00 seconds East, 69.40 feet to a point; 2) by a curve to the right whose radius is 50 feet and whose long chord bearing is South 52 degrees 45 minutes 00 seconds East, 50 feet to an arc distance of 52.36 feet to a point; 3) by a curve to the left whose radius is 50 feet and whose long chord bearing is South 52 degrees 29 minutes 34 seconds East, 49.60 feet to an arc distance of 51.9 feet to a point at Lot No. 7 on said plan; thence along same, South

07 degrees 45 minutes 40 seconds West, 75 feet to a point at Lot No. 9 of said plan; thence along same, North 82 degrees 45 minutes 00 seconds West, 179.89 feet to a point on the eastern edge of Kensington Drive, the point and place of BEGINNING. CONTAINING 20,089 Square Feet.

The above description was taken from a draft of survey prepared by Thomas & Associates, dated March 27, 1978, recorded in Plat Book 24 at page 1, designating the above as Lot No. 8, of Section 1, Wildwycke Village.

The above-described tract of land being the same which Robert E. Kirkpatrick and Jeanne D. Kirkpatrick, husband and wife, by their deed dated June 19, 1987 and recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania in Record Book 460 at page 323, granted and conveyed unto Robert A. Cochran and Jacqueline L. Cochran, husband and wife.

Improved with a single family 2-story bi-level with 1-car attached garage.

SEIZED and taken into execution as the property of **Robert A. Cochran & Jacqueline L. Cochran** and to be sold by me.

Raymond W. Newman-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on April 8, 2002, and distribution will be made in accordance with said schedule, unless exceptions are

filed thereto within 10 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

2/8, 15 & 22

CHANGE OF NAME IN THE COURT
OF COMMON PLEAS OF ADAMS
COUNTY, PENNSYLVANIA

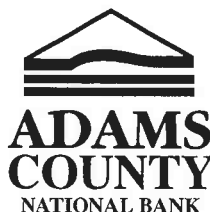
NOTICE IS HEREBY GIVEN that on the 5th day of February, 2002, the Petition of Evelyn Ramos was filed in the Court of Common Pleas of Adams County, Pennsylvania, praying for a decree to change her name from Evelyn Ramos to Toni Evelyn Ramos.

The Court has fixed the 29th day of April, 2002, at 9:00 A.M. in Courtroom No. 1, 2 or 3 of the Adams County Courthouse as the time and place for hearing of said Petition when and where all persons interested may appear and show cause, if any they have, why the prayer of said Petition should not be granted.

By: Bandy L. Jarosz, Esq.
Attorney for Petitioner
31 S. Washington Street
Gettysburg, PA 17325

2/22

Quality Customer Service.
Our promise to you every day.



Member FDIC