

Adams County Legal Journal

Vol. 49

July 6, 2007

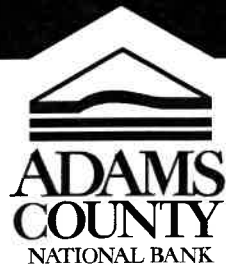
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ADAMS COUNTY LEGAL JOURNAL (USPS 542-600)

Designated for the Publication of Court and other Legal Notices. Published weekly 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) 337-9812
Periodicals postage paid at Gettysburg, PA 17325.

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SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-303 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 20th day of July, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that certain tract of land, designated as Tract 1, with the improvements thereon erected, located in Latimore Township, Adams County, Pennsylvania, as shown on a survey prepared by Martin W. Ovensgrods dated January 18, 1971 more fully bounded limited and described as follows, to wit:

BEGINNING at a point in the center of the East Berlin-Braggtown State Highway (Legislative Route No. 01008), also known as Braggtown Road; thence North 20° 14' 45" East, a distance of 300.00 feet to a point, thence North 89° 00' 00" East, a distance of 440.55 feet to a point; thence South 1° 00' 00" East, a distance of 279.62 feet to a point; thence South 89° 00' 00" West, a distance of 549.23 feet to a point and the place of BEGINNING. CONTAINING 3.18 acres.

BEING Tax Map K4 Parcel 23

BEING the same premises conveyed unto Joanne M. Grove, unmarried, by Deed dated 08/24/99 and recorded 09/14/99 in Deed Book Volume 1914, page 121, granted and convey from Joanne M. Grove, unmarried, and Albert J. Crowl, Sr., unmarried.

BEING KNOWN AS: 1836 Braggtown Road (Latimore Township), East Berlin, PA 17316

PROPERTY ID NO.: K4-23

TITLE TO SAID PREMISES IS VESTED IN Albert J. Crowl, Sr., unmarried and Joanne M. Grove, unmarried, as joint tenants with the right of survivorship by deed from Joanne M. Grove, unmarried dated 08/30/04 recorded 10/04/04 in Deed Book 3724 Page 193.

SEIZED and taken into execution as the property of **Joanne M. Grove & Albert J. Crowl, Sr.** and to be sold by me.

James W. Muller-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 August 10, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

6/22, 29 & 7/6

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-334 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 20th day of July, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that tract of Land, as improved, situate in Mount Pleasant Township, Adams County, Pennsylvania, more particularly bounded and described as follows:

BEGINNING at a point at or near the centerline of S.R. 2002 (Whitehall Rd.), said point being S. 51 degrees 23 minutes 42 seconds E., 100 feet from an existing railroad spike in said S.R. 2002 (Whitehall Rd.) at lands now or formerly of David J. Orndorff, as shown on the hereinafter referred to subdivision plan; thence from said point of beginning in and along S.R. 2002 (Whitehall Rd.), S. 51 degrees 23 minutes 42 seconds E., 395 feet to a point at Lot No. 3 on the hereinafter referred to subdivision plan; thence along said Lot No. 3, the following three courses and distances:

1. Through a steel pin set 25 feet from the beginning of this course, S. 50 degrees 45 minutes W., 355.95 feet to a steel pin set;

2. N. 47 degrees 25 minutes 37 seconds W., 343.42 feet to a steel pin set;

3. N. 42 degrees 34 minutes 23 seconds E. through a steel pin set 25 feet from the end of this course, 325 feet to a point at or near the aforesaid centerline of S.R. 2002 (Whitehall Rd.), the point and place of BEGINNING.

CONTAINING 2.859 Acres.

Parcel# H14-48

165 Whitehall Rd., Littlestown, PA 17340, Adams County

TITLE TO SAID PREMISES IS VESTED IN Darin E. Cassell, by Deed from Darin E. Cassell and Melinda R. Cassell, husband and wife, dated 11/27/1996, recorded 12/06/1996, in Deed Book 1299, page 206

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

James W. Muller-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 August 10, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

6/22, 29 & 7/6

WIVELL VS. WIVELL

1. It is well established that the evidence sufficient to establish a finding of indirect criminal contempt must satisfy the following four elements:

- (1) The court's order must be definite, clear, specific and leave no doubt or uncertainty in the mind of the person to whom it was addressed of the conduct prohibited;
- (2) The contemnor must have had notice of the specific order or decree;
- (3) The act constituting the violation must have been volitional; and
- (4) The contemnor must have acted with wrongful intent.

2. The minimum intent required to prove contempt is 'a volitional act done by one who knows or should reasonably be aware that his conduct is wrongful.'

In the Court of Common Pleas of Adams County, Pennsylvania,
Civil, No. 04-S-1006, MICHELE D. WIVELL VS. JAY A. WIVELL.

Shawn C. Wagner, Esq., for Plaintiff

Thomas R. Nell, Esq., for Defendant

George, J., July 17, 2006

OPINION

Jay A. Wivell ("Wivell") appeals the following two separate findings of indirect criminal contempt for violating the terms of a Protection from Abuse Order entered by this Court on November 15, 2004. In his Statement of Matters Complained of on Appeal, Wivell essentially challenges the sufficiency of the evidence in support of each of the separate findings of contempt. Since the alarming history of this matter is voluminous and involves a number of related criminal convictions relevant to the matters before the Court, I will briefly outline the background.

In August, 2003, the Plaintiff filed a Protection from Abuse Petition against Wivell alleging that:

- (i) Following a wedding in October, 2002, Wivell, while intoxicated, grabbed the Plaintiff by her hair and dragged her across a field resulting in summary criminal charges against Wivell to which he pled guilty;
- (ii) In August of 2003, Wivell, while intoxicated, pursued the Plaintiff in a vehicle as she attempted to flee from him at 85 m.p.h. while operating his vehicle on the bumper of the Plaintiff's vehicle. See 03-S-892 (Adams County). That Petition was subsequently withdrawn by the

Plaintiff, however, Wivell pled guilty to criminal charges arising from this incident.¹

On October 7, 2004, the Plaintiff filed the Protection from Abuse Petition which is the subject of this appeal. That Petition re-alleged the allegations initially alleged in 03-S-892, plus the following additional allegations:

- (i) On September 26, 2004, Wivell got drunk and turned over a table in the Plaintiff's residence;
- (ii) On numerous occasions, Wivell threatened the Plaintiff stating, "If you step out of this house, I'm gonna blow your brains out" and "I may not kill you myself, but I'll get someone to do it for me";
- (iii) While on vacation in June, 2004, Wivell carried a handgun with him in their van and in the motel room;
- (iv) In August, 2004, Wivell drove his four wheeler into a hot tub at the parties' home and then drove his car into the hot tub;
- (v) In the summer of 2004, Wivell told the Plaintiff that if she ever called the police, he would "blow her brains out." At the time of the statement, Wivell had an assault rifle next to his bed; and
- (vi) Wivell has a substantial alcohol addiction and is under the influence of alcohol for a substantial portion of every day.

Following hearing, a Protection from Abuse Order was entered in favor of the Plaintiff on November 14, 2004. The Order prohibited, among other things, all contact with the Plaintiff other than that specifically related to custody of the parties' children. The Order was made effective for a period of eighteen months.

On December 28, 2004, subsequent to the entry of the Protection from Abuse Order, Wivell was charged with criminal trespass, defiant trespass and stalking in regard to an incident involving the Plaintiff.² On January 20, 2005, Wivell was charged with stalking,

¹ Wivell pled guilty to recklessly endangering another person on September 24, 2004. See CP-01-CR-867-2003 (Adams County).

² These charges are listed at CP-01-CR-123-2005 (Adams County). The Complaint alleges that on December 27, 2004, Wivell entered the Plaintiff's residence by kicking down the door after she refused him permission to enter. It also alleges ten telephone calls by Wivell to the Plaintiff. Wivell pled guilty to stalking as a misdemeanor of the first degree on October 13, 2005.

intimidation of witnesses and harassment for additional incidents involving the Plaintiff.³ During this same time period, the Commonwealth filed two separate Complaints for indirect criminal contempt alleging that on seventeen different occasions, Wivell contacted the Plaintiff in violation of the Protection from Abuse Order.

As part of a global resolution with the Commonwealth on October 13, 2005, the charges of indirect criminal contempt were withdrawn in exchange for Wivell entering guilty pleas to a number of the criminal offenses. It is noteworthy that the criminal sentences resulting from several of Wivell's convictions imposed compliance with the Protection from Abuse Order as a condition of Wivell's supervision. As an additional term of the pleas entered, the Protection from Abuse Order entered by the Court was extended for a period of eighteen months. See Order of Court dated October 13, 2005. During the various proceedings involving Wivell, he has continuously been reminded that any contact with the Plaintiff in violation of the Protection Order would result in contempt proceedings.

The matters currently before the Court involve Complaints for indirect criminal contempt stemming from separate incidents occurring on January 7, 2006 and February 14, 2006 respectively. Alarming, the incidents at issue occurred shortly after Wivell's release from the Adams County Prison for sentences imposed as a result of the convictions referenced herein.⁴

During the hearing, Michele Wivell testified that on January 7, 2006, she received a telephone call while she was at home. Her son answered the phone then handed the phone to her. She immediately recognized Wivell's voice. Wivell stated, "I want to talk to you," to which she responded that the contact was a violation of the Order. According to the witness, Wivell responded that they didn't have to "listen to that stuff, that it doesn't matter what the Judge says." The

³ These charges are found at CP-01-CR-124-2005 (Adams County). The Complaint alleges that on December 28, 2004 and several dates thereafter, Wivell called the Plaintiff and attempted to influence her testimony in the case listed at CP-01-CR-123-2005. Wivell pled guilty to intimidation of witnesses on October 13, 2005.

⁴ Following revocation in CP-01-CR-867-203, due to his new criminal convictions, on February 26, 2005, Wivell was sentenced to no less than one year nor more than two years with fifty-four (54) days credit. Wivell was released on parole by the State Board of Probation and Parole on January 5, 2006.

witness indicated that Wivell's voice got louder so she hung up on him. She indicated that Wivell never attempted to discuss custody of the children.

Michele Wivell also indicated that on February 14, 2006, she received a telephone call at work. Once again it was Wivell. According to the witness, Wivell indicated, "Don't get mad. I just called to wish you Happy Valentine's Day. I know where you work. I saw your picture in the newspaper." This Court found the testimony of Michele Wivell in regard to both instances to be credible.⁵

Wivell is challenging the sufficiency of the evidence presented by the Commonwealth in support of each of the findings of indirect criminal contempt. In determining whether the evidence is sufficient to support the verdict, the evidence admitted during the hearing, along with any reasonable inferences that may be drawn therefrom, must be viewed in the light most favorable to the verdict winner. *Commonwealth v. Murphy*, 844 A.2d 1228, 1233 (Pa. 2004). Thus, the pivotal inquiry is whether the evidence, deemed credible by this Court, is sufficient to support a finding of indirect criminal contempt.

It is well established that the evidence sufficient to establish a finding of indirect criminal contempt must satisfy the following four elements:

- (1) The court's order must be definite, clear, specific and leave no doubt or uncertainty in the mind of the person to whom it was addressed of the conduct prohibited;
- (2) The contemnor must have had notice of the specific order or decree;
- (3) The act constituting the violation must have been volitional; and
- (4) The contemnor must have acted with wrongful intent.

Commonwealth v. Haigh, 874 A.2d 1174, 1177 (Pa.Super. 2005).

Wivell does not, nor has reason to, contest the specificity, clearness or definitive nature of the Protection from Abuse Order entered against him. The November 15, 2004 Order, as extended by subsequent Order,

⁵Wivell's Concise Statement of Matters Raised on Appeal concedes the existence and the nature of the February 14, 2006 contact. Additionally, the Statement acknowledges a January 7, 2006 contact, but claims that the statements that Wivell made were, "We can work this out, I forgive you." Nevertheless, that factual dispute is not pivotal in that Wivell concedes both non-custodial contacts.

leaves no doubt that Wivell was “prohibited from having any contact with the Plaintiff...” The Order further clarified that the “prohibition against contact shall include prohibition of direct contact, contact through correspondence, contact through a third party or telephone contact except as permitted for the purposes of custody as set forth herein below.” The provision of the Order relating to contact concerning custody of the parties’ children clearly directed that “all contact between [Wivell] and the Plaintiff, for the purpose of arranging custody, shall occur through the Plaintiff’s cell phone number. **No other contact** shall be permitted.” (emphasis added).

The second element of the finding of criminal contempt is that Wivell must have had notice of the specific Order or Decree. *Haigh*, cited above. It is clear that Wivell had notice of the November 15, 2004 Order since he was present at the hearing when the Order was issued. Additionally, Wivell was present at numerous proceedings, both criminal and civil, when the prohibitions of the Order were discussed.⁶ Thus, Appellant was aware of the terms of the Order. Therefore, the second element is satisfied.

The third and fourth elements defined by *Haigh* concern the intent needed to establish criminal contempt. “The minimum intent required to prove contempt is ‘a volitional act done by one who knows or should reasonably be aware that his conduct is wrongful.’” *Commonwealth v. DeBose*, 833 A.2d 147, 149 (Pa. Super. 2003) (quoting *McCusker v. McCusker*, 631 A.2d 645, 648-49 (Pa. Super. 1993)). This Court’s factual finding, that Wivell indicated that he “doesn’t have to listen to what the Judge says” during the January 7, 2006 telephone call, is direct evidence of his intent and is specifically the *mens rea* that the punishment of contempt is intended to deter. The dangerous history of Wivell’s inability to cope with his former spouse’s desire to end the relationship only magnifies Wivell’s wrongful intent. He has repeatedly been told by this Court to have no contact with the Plaintiff; yet, he persists in violating this direct Order under the delusional belief that the relationship continues. Quite frankly, I cannot envision a clearer case of contempt, nor one which better exemplifies the purpose behind the Protection from Abuse Act.

⁶For instance, on January 20, 2005, Wivell was arraigned before this Court on the initial Contempt Petition, which was subsequently withdrawn, for alleged violations of the November 15, 2004 Order.

SHERIFFS SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-306 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 20th day of July, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that lot of ground situate on the East side of North Queen Street in the Borough of Littlestown, Adams County, Pennsylvania, bounded and described as follows:

BEGINNING at a point on the Eastern property line of North Queen Street, at a mark in the concrete 2 feet from the foundation wall on the building line at lands now or formerly of William V. Sneeringer; thence by the same in an Easterly direction for a distance of 181.5 feet to a stake at public alley; thence by said alley in a northerly direction for a distance of 40 feet to a stake at other land now or formerly of William V. Sneeringer; thence by the same in a Westerly direction for a distance of 181.5 feet to a point on the Eastern property line of said street; thence by the same in a Southerly direction for a distance of 40 feet to the above described place of BEGINNING.

And the said Grantors do hereby covenant, promise and agree to and with the said Grantees their heirs and assigns, by these presents, that they, the said Grantors, have not done, committed, or knowingly or willingly suffered to be done or committed, any act, matter or thing whatsoever whereby the premises granted or and part thereof, is, are, shall or may be impeached, charged or encumbered, in title, charge, estate or otherwise howsoever.

RECORD OWNER

TITLE TO SAID PREMISES IS VESTED IN Ronald L. Ogburn and Barbara J. Ogburn, husband and wife, as tenants by entirety, by Deed from Judy Lee Brownholtz Porter and Ronald Lewis Ogburn, executors of the last will and testament of Levi A. Ogburn, deceased, dated 02/21/1990, recorded 05/23/1990, in Deed Book 556, page 276.

Premises being: 323 North Queen Street, Littlestown, PA 17340

Tax Parcel No. 27-005-0052-000

SEIZED and taken into execution as the property of **Ronald L. Ogburn & Barbara J. Ogburn** and to be sold by me.

James W. Muller-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 August 10, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

6/22, 29 & 7/6

SHERIFFS SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-326 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 20th day of July, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, 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, to wit:

BEGINNING for a corner at or near the Northerly edge of L.R. 01014 (Harney Road), at the Southeastern most corner of Lot No. 3 as shown on the hereinafter referred to subdivision plan; thence from said point of beginning along said Lot No. 3, the following two (2) courses and distances: (1) through a steel pin twenty-five (25) feet from the beginning of the course, North five (05) degrees seven (07) minutes one (01) seconds West, two hundred sixty-four and twelve hundredths (264.12) feet to a steel pin; (2) South eighty-four (84) degrees fifty-two (52) minutes (59) seconds West, one hundred seventy (170) feet to a steel pin at lands now or formerly of Franklin W. Baker, of the grantees herein, as shown on the hereinafter referred to subdivision plan; thence along said last mentioned lands now or formerly of Franklin W. Baker, North five (05) degrees seven (07) minutes one (1) second West, two hundred five (205) feet to a steel pin at Lot No. 1 on the hereinafter referred to subdivision plan; thence along said Lot No. 1 the following two (2) courses and distances: (1) North eighty-four (84) degrees fifty-two (52) minutes (59) seconds East, one hundred ninety-five (195) feet to a steel pin; (2) South five (05) degrees seven (07) minutes one (1) second East through a steel pin twenty-five (25) feet from the end of this course, four hundred seventy-one and sixty-nine hundredths (471.69) feet to a point in the aforesaid L.R. 01014 (Harney Road); thence in and along L.R. 01014 (Harney

Road), by a curve to the left having a radius of one thousand seven hundred eighty-four and eight hundredths (1,784.08) feet, the long chord of which is North eighty-nine (89) degrees fourteen (14) minutes forty-four (44) seconds West, twenty-five and thirteen hundredths (25.13) feet for an arc distance of twenty-five and thirteen hundredths (25.13) feet to the point and place of BEGINNING.

CONTAINING 1.070 acres.

TITLE TO SAID PREMISES IS VESTED IN Kimberly M. Kraft and Curtis W. Colson by deed from Brian Chilcoat and Lisa Chilcoat, husband and wife, dated 8/31/2005 and recorded 2/9/2006 in Deed Book 4310, Page 64.

Map and Parcel No.: 15-118-26V

Being Known As: 2242 Harney Road, Littlestown, PA 17340.

SEIZED and taken into execution as the property of **Kimberly M. Kraft & Curtis W. Colson** and to be sold by me.

James W. Muller-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 August 10, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

6/22, 29 & 7/6

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, on June 21, 2007, for the purpose of obtaining a Certificate of Incorporation of a proposed corporation to be organized under the provisions of the Pennsylvania Business Law of 1988, P.L. 1444, No. 177, as amended. The name of the corporation is RIGGS-COLLINS INSURANCE & FINANCIAL SERVICES, INC., with a registered office of the corporation being P.O. Box 1006, 322 Hillside Drive, East Berlin, PA 17316.

David K. James, III, Esq.
234 Baltimore Street
Gettysburg, PA 17325

7/6

SHERIFFS SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-354 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 20th day of July, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL those two tracts of land situate, lying and being in Carroll Valley Borough, bounded and described as follows:

TRACT NO. 1: Lot No. 37 in Section H:

BEGINNING at a point in the center of High Ridge Drive at Lot No. 36; thence by said lot, North 68 degrees 41 minutes West, 200 feet to lands now or formerly of Charnita, Inc.; thence by said lands, North 21 degrees 19 minutes East, 134.91 feet to a point; thence continuing by said lands, North 40 degrees 54 minutes East, 82.38 feet to Lot No. 38; thence by said lot, South 49 degrees 06 minutes East, 200 feet to a point in the center of said High Ridge Drive; thence in said High Ridge Drive, South 40 degrees 54 minutes West, 47.56 feet to a point in said High Ridge Drive; thence continuing in said High Ridge Drive, South 21 degrees 19 minutes West, 100.39 feet to the place of BEGINNING.

TRACT NO. 2: Lot No. 36 in Section H:

BEGINNING at a point in the center of High Ridge Drive at Lot No. 35; thence by said lot, North 68 degrees 41 minutes West, 200 feet to other lands; thence by said lands, North 21 degrees 19 minutes East, 100 feet to Lot No. 37; thence by said lot, South 68 degrees 41 minutes East, 200 feet to a point in the center of said High Ridge Drive; thence in said High Ridge Drive, South 21 degrees 19 minutes West, 100 feet to the place of BEGINNING.

BEING the same premises which Landtech & Landhunt, Inc. by Deed dated August 23, 1996 and recorded in the Adams County Recorder of Deeds Office on September 9, 1996 in Deed Book 1254, Page 0340, granted and conveyed unto Brian R. Gregg and Mary Francis Gregg, husband and wife.

Premises Being: 35 Ridge Trail, Fairfield, PA 17320

SEIZED and taken into execution as the property of **Brian R. Gregg & Mary F. Gregg a/k/a Mary Frances Gregg** and to be sold by me.

James W. Muller-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 August 10, 2007,

and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

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6/22, 29 & 7/6

SHERIFFS SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-162 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 20th day of July, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that certain tract of land situate, lying and being in Franklin Township, Adams County, Pennsylvania, containing 6.7478 Acres, having an address of 126 Old Route 30, bounded and described as follows:

BEGINNING at a point in the center line of Legislative Route 01077 at corner of other lands now or formerly of John Whitney; thence in said center line of Legislative Route 01077 South 5 degrees 40 minutes East, 89.77 feet to a point in the center line of said Legislative Route 01077 at land now or formerly of James Sharrah; thence through an iron pin set back along the line by other land now or formerly of James Sharrah South 34 degrees 36 minutes West, 182.41 feet to an iron pipe; thence by land of James Sharrah and Mrs. Lottie Topper South 57 degrees 33 minutes East, 117.93 feet to an iron pipe; thence by other land formerly of Calvin Cluck and wit South 30 degrees 12 minutes West, 168.11 feet to an iron pin; thence by same South 25 degrees 38 minutes West, 808.79 feet to an iron pipe; thence by land now or formerly of Mark Bucher, North 55 degrees 9 minutes West, 306.35 feet to an iron pipe; thence by other land formerly of Cluck North 37 degrees 25 minutes East, formerly of John Whitney and through an iron pin set back along the line 29.90 feet North 34 degrees 37 minutes East, 322.80 feet to a point in the center of Legislative Route 01077 to the point and place of BEGINNING. CONTAINING 6.7478 acres.

TITLE TO SAID PREMISES IS VESTED IN Ronald D. Barnhart, single person, by deed from Cindy L. Reaver, widow, dated 9/9/05 recorded 9/15/05 in Book 4126 Page 201.

Premises being: 126 Old Route 30, McKnightstown, PA 17343

Tax Parcel No. 12-D11-0095A-000

SEIZED and taken into execution as the property of **Ronald D. Barnhart a/k/a Ronald David Barnhart** and to be sold by me.

James W. Muller-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 August 10, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 days after the filing thereof. Purchaser must settle for property on or before filing date.

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6/22, 29 & 7/6

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, on or about January 1, 2007 for the purposes of obtaining a Certificate of Incorporation of a proposed corporation organized under the provisions of the Pennsylvania Business Corporation Law of 1988, approved December 21, 1988, P.L. 1444, No. 177, as amended. The name of the corporation is RADHA MANAGEMENT CORPORATION.

7/6

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-311 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 17th day of August, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

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

BEGINNING at a P.K. nail located in Legislative Route 01080 at corner of land of Robert Cole; thence in said Legislative Route, North 56 degrees 47 minutes 30 seconds East, 75.32 feet to a P.K. nail; thence in same, North 64 degrees 38 minutes 40 seconds East, 218.52 feet to a P.K. nail; thence in same, North 38 degrees 30 minutes 30 seconds East, 317.13 feet to a P.K. nail; thence in same North 51 degrees 37 minutes 00 seconds East, 160 feet to a railroad spike in said Legislative Route; thence by land of Charles Detinburn and running through a reference pin located 29.80 feet from the beginning of this line, South 30 degrees 4 minutes 20 seconds East, 221.37 feet to an iron pin at Land of Herbert Arndt; thence by said land of Herbert Arndt, South 56 degrees 14 minutes 10 seconds West, 781.33 feet to an iron pin at land of Robert Cole; thence by said land of Robert Cole and running through a reference pin located 30 feet from the end of this line, North 17 degrees 16 minutes 40 seconds West, 150.33 feet to a P.K. nail in Legislative Route 01080, the place of BEGINNING. CONTAINING 2.808 Acres.

The above description was taken from a subdivision plan prepared for Herbert M. Arndt by Adams County Surveyors dated May 2, 1977, revised August 9, 1977 and May 24, 1978, and recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania, in Plat Book 22 at page 23.

Tax Parcel No. 20-E-4-73

Property Address: 2280 Coon Road, Aspers, PA 17304

SEIZED and taken into execution as the property of **Mary F. Yohe & Tony M. Yohe** and to be sold by me.

James W. Muller-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 September 7, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

6/29, 7/6 & 13

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-379 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 3rd day of August, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that certain lot or piece of grounds situate in Mount Joy Township, County of Adams, Commonwealth of Pennsylvania, more particularly bounded and described as Lot No. 1024 on a Plan of Lots of Lake Heritage Subdivision, duly entered and appearing of record in the Office of the Recorder of Deeds of Adams County, Pennsylvania, in Miscellaneous Book 4 at page 778 and Subject to all legal highways, easements, rights of way, covenants and restrictions of record.

TITLE TO SAID PREMISES IS VESTED BY Special Warranty Deed, dated 07/14/2005, given Timothy R. Bauer, single man to Frank Kenneth Price, III and recorded 8/6/2005 in Book 4047 and Page 84.

Parcel Number: 310100058 000

Property Being: 1024 Burn Side Drive, Gettysburg, PA 17325, Adams County, Pennsylvania

SEIZED and taken into execution as the property of **Frank Kenneth Price, III** and to be sold by me.

James W. Muller-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 August 24, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

6/29, 7/6 & 13

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-304 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 3rd day of August, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT TRACT of land situate, lying and being in the Borough of Carroll Valley (formerly Liberty Township), Adams County, Pennsylvania, bounded and described as follows:

BEGINNING at a point in the center of Peach Tree Trail (formerly Kramer Trail) at Lot No. 129; thence by said lot North 18 degrees 14 minutes 40 seconds East, 190.89 feet to a point in the center of Maple Trail (formerly Shuff Trail); thence in said Maple Trail North 71 degrees 25 minutes 20 seconds East, 109.44 feet to a point; thence continuing in said Maple Trail South 87 degrees 22 minutes 10 seconds East, 69.89 feet or Lot No. 131; thence by said lot South 2 degrees 37 minutes 20 seconds West, 225 feet to a point in the center of said Peach Tree Trail; thence in said Peach Tree Trail North 87 degrees 22 minutes 40 seconds West, 100 feet to the place of BEGINNING.

Tax Parcel No. 41-5

Property Address: 10 Peach Tree Trail, Fairfield, PA 17320

SEIZED and taken into execution as the property of **Donald L. Harmon & Colleen M. Harmon** and to be sold by me.

James W. Muller-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 August 24, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

6/29, 7/6 & 13

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-305 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 3rd day of August, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that real estate situate in Hamiltonban Township, Adams County, Pennsylvania, improved by a dwelling house known as 2376 Iron Spring Road, Fairfield, PA 17320, described as follows:

BEGINNING for the subject tract at a 1 inch iron pipe found on the South side of Iron Springs Road, said pipe being on the Western boundary line of parcel 137-1 on a subdivision Plat for "Section BB of Chamita, Inc." approved by the Hamiltonban Township Supervisors December 15, 1969, and recorded in Subdivision Plan Book 1 at Page 62 of the Adams County Mapping Department; thence along said Western line North 46 degrees 25 minutes 58 seconds West 18.78 feet to a sounding point in the centerline of Iron Springs Road; thence with said centerline, North 57 degrees 36 minutes 28 seconds East 16.89 feet to a sounding point; thence South 45 degrees 02 minutes 31 seconds East 9.77 feet to a point on the South edge of the aforementioned road; thence along the South side of said road, North 59 degrees 28 minutes 59 seconds East 104.70 feet to a 1-1/2 inch iron pipe found; thence North 55 degrees 43 minutes 09 seconds East 49.99 feet to a 2 inch iron pipe found near a utility pole; thence leaving the South side of the road and running South 41 degrees 00 minutes 00 seconds East 365.26 feet to a 1 inch iron pipe found in a stone wall; thence with said stone wall, South 72 degrees 49 minutes 05 seconds West 48.96 feet to a 1-1/2 inch iron pipe found in said wall; thence continuing South 74 degrees 15 minutes 27 seconds West 84.02 feet to a 2 inch iron pipe found; thence along the Southern boundary of the aforementioned parcel 137-1, South 75 degrees 15 minutes 44 seconds West 18.97 feet to a point 0.16 feet from a 3/4 inch iron pipe found; thence North 46 degrees 35 minutes 58 seconds West 321.17 feet to the place of BEGINNING and CONTAINING 1.208 acres of land, more or less, described according to survey of J. Rex Benchoff Surveying and Engineering, dated September 30, 1996, and intended to be recorded with this deed.

Parcel #18-A17-0027

SEIZED and taken into execution as the property of **Scott D. Fitz** and to be sold by me.

James W. Muller-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 August 24, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

6/29, 7/6 & 13

INCORPORATION NOTICE

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania on June 15, 2007, for the purpose of obtaining a Certificate of Incorporation of a nonprofit corporation organized under the provisions of the Nonprofit Corporation Law of 1988. The name of the corporation is ON THE EDGE CHILDREN'S FOUNDATION. The purpose for which it has been organized is to provide services and activities for children with disabilities.

Puhl, Eastman & Thrasher
Attorneys for the Corporation

7/6

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 the 11th day of June, 2007, for the purpose of obtaining a Certificate of Incorporation for a business corporation organized under the provisions of the Business Corporation Law of the Commonwealth of Pennsylvania of 1988, as amended.

The name of the Corporation is POINT MILLWORKS, INC. The purpose for which said Corporation is organized is to engage in and do any lawful act concerning any or all business for which corporations may be incorporated under the Business Corporation Law of 1988, December 21, P.L. 1444, No. 177 Section 103, effective October 1, 1989 including but not limited to millwork, manufacturing and related items.

Stonesifer and Kelley, P.C.

7/6

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 06-S-1133 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 17th day of August, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN lot of ground located along the South side of West Middle Street, in the Borough of Gettysburg, Adams County, Pennsylvania, bounded and described as follows:

BEGINNING at the Northeast corner of Lot now or formerly of Harold Myers on the South side of the aforesaid tract; thence with said street in an Easterly direction twenty-one (21) feet, more or less, to a corner of Lot now or formerly of Edward J. Myers in a Southerly direction one hundred eighty (180) feet to a public alley; thence with said alley in a Westerly direction twenty-one (21) feet, more or less, to Lot now or formerly of Harold Myers; thence with said Lot now or formerly of Harold Myers in a Northerly direction one hundred eighty (180) feet to the place of BEGINNING.

BEING the same premises which Patsy L. Braithwaite by Deed dated June 11, 2005 and recorded in the Adams County Recorder of Deeds Office on July 29, 2005 in Deed Book 4062, page 82, granted and conveyed unto Kathy Oberlin.

Premises Being: 324 W. Middle Street, Gettysburg, PA 17325

SEIZED and taken into execution as the property of **Kathy Oberlin & The United States of America** and to be sold by me.

James W. Muller-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 September 7, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

6/29, 7/6 & 13

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 MIRIAM L. CASHMAN, DEC'D**

Late of Oxford Township, Adams County, Pennsylvania

Executor: Stephen Cashman, 166 Pickett Rd., Dover, PA 17315

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

ESTATE OF JOHN P. DeUNGER, DEC'D

Late of the Borough of Littlestown, Adams County, Pennsylvania

Executrix: Stephanie S. Gonos, c/o Marielle F. Hazen, Esq., 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110

Attorney: Marielle F. Hazen, Esq., 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110

ESTATE OF DORIS J. GLASS, DEC'D

Late of Conewago Township, Adams County, Pennsylvania

Executor: Richard S. Glass, c/o 135 North George Street, York, PA 17401

Attorney: Sharon E. Myers, Esq., CGA Law Firm, PC, 135 North George Street, York, PA 17401

ESTATE OF FLORENCE EILEEN MORAN a/k/a FLORENCE E. MORAN, DEC'D

Late of Mt. Joy Township, Adams County, Pennsylvania

Executrix: Lisa A. Hankins, 1622 Forbes Street, Rockville, MD 20851

Attorney: Matthew R. Battersby, Esq., Battersby Law Office, P.O. Box 215, Fairfield, PA 17320

ESTATE OF FAYE A. REED, DEC'D

Late of Huntington Township, Adams County, Pennsylvania

Executor: Marcus A. McKnight, III, Irwin & McKnight, 60 West Pomfret Street, Carlisle, PA 17013

Attorney: Irwin & McKnight, 60 West Pomfret Street, Carlisle, PA 17013

ESTATE OF RITA MARIE SMITH, DEC'D

Late of Straban Township, Adams County, Pennsylvania

Bernard F. Smith, 1933 Biglerville Rd., Gettysburg, PA 17325; Margaret H. Storm, 240 Smith Rd., Gettysburg, PA 17325

Attorney: David K. James, III, Esq., 234 Baltimore St., Gettysburg, PA 17325

ESTATE OF PAUL N. SPONSELLER, DEC'D

Late of Oxford Township, Adams County, Pennsylvania

Executor: Wayne L. Sponseller, c/o Richard R. Reilly, Esq., 56 S. Duke Street, York, PA 17401-1402

Attorney: Richard R. Reilly, Esq., 56 S. Duke Street, York, PA 17401-1402

ESTATE OF AGNES LUCILLE STITELY a/k/a A. LUCILLE STITELY, DEC'D

Late of the Borough of Gettysburg, Adams County, Pennsylvania

Monroe J. Phillips, 6490 Baltimore Pike, Littlestown, PA 17340

Attorney: Thomas E. Miller, Esq., Miller & Shultis, P.C., 249 York Street, Hanover, PA 17331

ESTATE OF MARTHA M. STOCK, DEC'D

Late of Berwick Township, Adams County, Pennsylvania

Executor: Diana Weaver, c/o 135 North George Street, York, PA 17401

Attorney: Sharon E. Myers, Esq., CGA Law Firm, PC, 135 North George Street, York, PA 17401

ESTATE OF EVELYN A. TRIMMER, DEC'D

Late of Cumberland Township, Adams County, Pennsylvania

Executor: Adams County National Bank, ATTN: Christine R. Settle, P.O. Box 4566, Gettysburg, PA 17325

Attorney: Teeter, Teeter & Teeter, 108 W. Middle St., Gettysburg, PA 17325

SECOND PUBLICATION**ESTATE OF THOMAS E. DEHOFF, JR., DEC'D**

Late of Union Township, Adams County, Pennsylvania

Executors: Ronald E. Dehoff, 1870 Harney Road, Littlestown, PA 17340; Janet L. McKinney, 19 Christopher Court, New Oxford, PA 17350

Attorney: Teeter, Teeter & Teeter, 108 W. Middle St., Gettysburg, PA 17325

ESTATE OF KENNETH L. DILLON, DEC'D

Late of Franklin Township, Adams County, Pennsylvania

Executors: Lori M. Dillon, 1221 Buchanan Valley Rd., Orrtanna, PA 17353; Kenneth E. Dillon, 11 Tiffany Drive, Shippensburg, PA 17257

Attorney: Teeter, Teeter & Teeter, 108 W. Middle St., Gettysburg, PA 17325

ESTATE OF RAYMOND J. GLAD-FELTER a/k/a RAYMOND J. GLAT-FELTER, DEC'D

Late of Hamilton Township, Adams County, Pennsylvania

Administrator: Raeanne Stumpf, c/o 135 North George St., York, PA 17401

Attorney: Sharon E. Myers, Esq., CGA Law Firm, PC, 135 North George Street, York, PA 17401

ESTATE OF GERALD W. HELWIG, DEC'D

Late of the Borough of McSherrystown, Adams County, Pennsylvania

Executors: Geraldine K. Ernst and Catherine T. Clark, c/o Douglas H. Gent, Esq., Law Offices of Douglas H. Gent, 1157 Eichelberger Street, Suite 4, Hanover, PA 17331

Attorney: Douglas H. Gent, Esq., Law Offices of Douglas H. Gent, 1157 Eichelberger Street, Suite 4, Hanover, PA 17331

ESTATE OF CHARLES R. HUFF, JR., DEC'D

Late of the Borough of Littlestown, Adams County, Pennsylvania

Administrator: Wendy S. Huff, 145 W. Myrtle St., Littlestown, PA 17340

Attorney: Matthew L. Guthrie, Esq., Guthrie, Nonemaker, Yingst & Hart, 40 York Street, Hanover, PA 17331

ESTATE OF DOROTHY A. KETTERMAN, DEC'D

Late of the Borough of Gettysburg, Adams County, Pennsylvania

Executor: Paul H. Ketterman, 130 Rodes Ave., Gettysburg, PA 17325

Attorney: Teeter, Teeter & Teeter, 108 W. Middle St., Gettysburg, PA 17325

ESTATE OF JOAN V. A. MILLER, DEC'D

Late of Hamilton Township, Adams County, Pennsylvania

Executor: Helen Scheiner, c/o 135 North George St., York, PA 17401

Attorney: Sharon E. Myers, Esq., CGA Law Firm, PC, 135 North George Street, York, PA 17401

SECOND PUBLICATION (continued)

ESTATE OF MARTHA V. MILLER, DEC'D
Late of Oxford Township, Adams County, Pennsylvania

Executor: Thomas E. Schoelkopf, 928 Rivergate Court, Millersville, PA 17036

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

ESTATE OF KENNETH E. SEASE, DEC'D
Late of Cumberland Township, Adams County, Pennsylvania

Executrix: Stacie L. Sease, 1619 Herr's Ridge Rd., Gettysburg, PA 17325

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

ESTATE OF LILLIE C. SNYDER, DEC'D
Late of Oxford Township, Adams County, Pennsylvania

Executor: Bruce H. Plunkert and Donna M. Plunkert, c/o Scott A. Ruth, Esq., 4 High Street, Hanover, PA 17331

Attorney: Scott A. Ruth, Esq., 4 High Street, Hanover, PA 17331

ESTATE OF MARIE A. TIMMS, DEC'D
Late of Conewago Township, Adams County, Pennsylvania

Personal Representative: Sandra A. Timmins, 566 Oxford Avenue, Hanover, PA 17331

Attorney: G. Steven McKonly, Esq., 119 Baltimore St., Hanover, PA 17331

THIRD PUBLICATION

ESTATE OF RUTH A. BIESECKER, DEC'D

Late of Franklin Township, Adams County, Pennsylvania

Co-Executors: H. Wayne Biesecker and Darlene L. Cutshall, c/o H. Wayne Biesecker, 691 Winebary Circle, Lewisberry, PA 17339

Attorney: Robert E. Campbell, Esq., Campbell & White, P.C., 112 Baltimore St., Gettysburg, PA 17325

ESTATE OF KATHRYN V. BOLLINGER, DEC'D

Late of Oxford Township, Adams County, Pennsylvania

Executors: Wayne A. Bollinger, 63 Shorbs Hill Road, Hanover, PA 17331; David R. Bollinger, 2699 Baltimore Pike, Hanover, PA 17331

Attorney: George W. Swartz, II, Esq., Mooney & Associates, 230 York Street, Hanover, PA 17331

ESTATE OF MARY ROSE KLINGER, DEC'D

Late of the Borough of Fairfield, Adams County, Pennsylvania

Executor: Richard P. Falcone, 205 Midlass Court, Apt. 3-B, Baltimore, MD 21220

Attorney: Matthew R. Battersby, Esq., 20 W. Main St., P.O. Box 215, Fairfield, PA 17320

ESTATE OF PAUL G. PITZER, DEC'D

Late of Menallen Township, Adams County, Pennsylvania

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

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

ESTATE OF JAY C. SWISHER, DEC'D

Late of the Borough of Arendtsville, Adams County, Pennsylvania

Co-Executors: Jay C. Swisher, Jr., 535 Park Drive, Boiling Springs, PA 17007; Fannie Mae Woerner, 990 Old Mill Road, Gettysburg, PA 17325

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

ESTATE OF ALFRED F. WALLS, DEC'D

Late of Mt. Pleasant Township, Adams County, Pennsylvania

Executor: Timothy A. Walls, c/o Timothy J. Shultis, 249 York Street, Hanover, PA 17331

Attorney: Timothy J. Shultis, Esq., Miller & Shultis, P.C., 249 York Street, Hanover, PA 17331

ESTATE OF GEORGE D. WOLF, JR., DEC'D

Late of Mt. Pleasant Township, Adams County, Pennsylvania

Harold E. Wolf, 104 Sunrise Avenue, New Cumberland, PA 17090

Attorney: Thomas R. Nell, Esq., 340 Nell Road, East Berlin, PA 17316

ESTATE OF LLOYD M. ZINN, DEC'D

Late of Oxford Township, Adams County, Pennsylvania

Philip L. Zinn, 68 Spring Lane Road, Dillsburg, PA 17019; Judith Ann Shumaker, 209 North Baltimore Street, Dillsburg, PA 17019

Attorney: Heather D. Royer, Esq., Smigel, Anderson & Sacks, LLP, 4431 North Front Street, Harrisburg, PA 17110

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-408 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 17th day of August, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

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

BEGINNING at the Southwest corner of lands of Stanley Koribana and in center line of Township Road No. T-428; thence in and along said Road, South 81 degrees 57 minutes 00 seconds West, 27.28 feet to a point; thence continuing in said Road, North 82 degrees 02 minutes 35 seconds West, 152 feet to a point in center line of said Road; thence leaving said Township Road No. T-428 and along lands of Glenn E. Sell, North 07 degrees 57 minutes 25 seconds East, 200.00 feet to a point at other lands of Grantors herein; thence along same, South 81 degrees 56 minutes 10 seconds East, 123.07 feet to a corner of lands of Stanley Koribana; thence by said lands of Koribana, South 08 degrees 03 minutes 00 seconds East, 200.00 feet to a point in said Township Road No. T-428, the place of BEGINNING. CONTAINING 30,217 square feet of land.

Tax Parcel No: 35-J-12-67A

Premises Being: 2310 Storms Store Road, New Oxford, PA 17350

SEIZED and taken into execution as the property of **Ann F. Fuhrman & Randal E. Fuhrman** and to be sold by me.

James W. Muller-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 September 7, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

6/29, 7/6 & 13

Adams County Legal Journal

Vol. 49

July 13, 2007

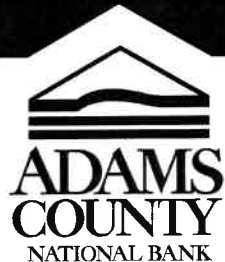
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IN RE: ADOPTION OF D.A.S.

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ADAMS COUNTY LEGAL JOURNAL (USPS 542-600)

Designated for the Publication of Court and other Legal Notices. Published weekly 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) 337-9812

Periodicals postage paid at Gettysburg, PA 17325.

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SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-305 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 3rd day of August, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that real estate situate in Hamiltonban Township, Adams County, Pennsylvania, improved by a dwelling house known as 2376 Iron Spring Road, Fairfield, PA 17320, described as follows:

BEGINNING for the subject tract at a 1 inch iron pipe found on the South side of Iron Springs Road, said pipe being on the Western boundary line of parcel 137-1 on a subdivision Plat for "Section BB of Charnita, Inc." approved by the Hamiltonban Township Supervisors December 15, 1969, and recorded in Subdivision Plan Book 1 at Page 62 of the Adams County Mapping Department; thence along said Western line North 46 degrees 25 minutes 58 seconds West 18.78 feet to a sounding point in the centerline of Iron Springs Road; thence with said centerline, North 57 degrees 36 minutes 28 seconds East 16.89 feet to a sounding point; thence South 45 degrees 02 minutes 31 seconds East 9.77 feet to a point on the South edge of the aforementioned road; thence along the South side of said road, North 59 degrees 28 minutes 59 seconds East 104.70 feet to a 1-1/2 inch iron pipe found; thence North 55 degrees 43 minutes 09 seconds East 49.99 feet to a 2 inch iron pipe found near a utility pole; thence leaving the South side of the road and running South 41 degrees 00 minutes 00 seconds East 365.26 feet to a 1 inch iron pipe found in a stone wall; thence with said stone wall, South 72 degrees 49 minutes 05 seconds West 48.96 feet to a 1-1/2 inch iron pipe found in said wall; thence continuing South 74 degrees 15 minutes 27 seconds West 84.02 feet to a 2 inch iron pipe found; thence along the Southern boundary of the aforementioned parcel 137-1, South 75 degrees 15 minutes 44 seconds West 18.97 feet to a point 0.16 feet from a 3/4 inch iron pipe found; thence North 46 degrees 35 minutes 58 seconds West 321.17 feet to the place of BEGINNING and CONTAINING 1.208 acres of

land, more or less, described according to survey of J. Rex Benchoff Surveying and Engineering, dated September 30, 1996, and intended to be recorded with this deed.

Parcel #18-A17-0027

SEIZED and taken into execution as the property of **Scott D. Fitz** and to be sold by me.

James W. Muller-Sheriff
Sheriff's Office, Gettysburg, PA

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6/29, 7/6 & 13

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 06-S-1133 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 17th day of August, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN lot of ground located along the South side of West Middle Street, in the Borough of Gettysburg, Adams County, Pennsylvania, bounded and described as follows:

BEGINNING at the Northeast corner of Lot now or formerly of Harold Myers on the South side of the aforesaid tract; thence with said street in an Easterly direction twenty-one (21) feet, more or less, to a corner of Lot now or formerly of Edward J. Myers in a Southerly direction one hundred eighty (180) feet to a public alley; thence with said alley in a Westerly direction twenty-one (21) feet, more or less, to Lot now or formerly of Harold Myers; thence

with said Lot now or formerly of Harold Myers in a Northerly direction one-hundred eighty (180) feet to the place of BEGINNING.

BEING the same premises which Patsy L. Braithwalte by Deed dated June 11, 2005 and recorded in the Adams County Recorder of Deeds Office on July 29, 2005 in Deed Book 4062, page 82, granted and conveyed unto Kathy Oberlin.

Premises Being: 324 W. Middle Street, Gettysburg, PA 17325

SEIZED and taken into execution as the property of **Kathy Oberlin & The United States of America** and to be sold by me.

James W. Muller-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 September 7, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

6/29, 7/6 & 13

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, on or about June 28, 2007 for the purposes of obtaining a Certificate of Incorporation of a proposed corporation organized under the provisions of the Pennsylvania Business Corporation Law of 1988, approved December 21, 1988, P.L. 1444, No. 177, as amended. The name of the corporation is SUSTAINABLE SOLUTIONS INC.

7/13

IN RE: ADOPTION OF D.A.S.

1. The question of whether a parent has evidenced a settled purpose of relinquishing parental claim to a child or has refused or failed to perform parental duties for a period of six months must be analyzed in relation to the particular circumstances of the case.

2. The parent must exert a genuine, sincere effort to establish and maintain communication, association and a place of importance in her child's life. The mere fact that one suffers from depression does not excuse their responsibility to carry out parental duties.

3. A parent will be expected to utilize all available resources to preserve the parental relationship, and must exercise reasonable firmness in resisting obstacles placed in the path of maintaining the parent-child relationship.

4. A parental duty is a positive obligation that requires affirmative performance.

5. A parent who is incapable of performing parental duties is just as parentally unfit as one who refuses to perform parental duties.

In the Court of Common Pleas of Adams County, Pennsylvania, No. RT-17-05, IN RE: ADOPTION OF D.A.S.

Johnna Kopecky, Esq., for Plaintiff

Kathleen M. Kotula, Esq., for Defendant

Matthew E. Teeter, Esq., for Child

Bigham, J., July 24, 2006

1925(A) OPINION

FINDINGS OF FACT

This Court's findings of fact have been outlined in the Order dated June 7, 2006. We would like to supplement those findings as follows:

1. The child's opinion about her mother's rights being terminated, in her own words, is as follows: "I think her rights should be terminated because if anything would happen to my dad, then my stepmom I know that I would be taken care of and that I wouldn't have to worry about her going through mood changes and I know that I would get full balanced regular meals and that she would just take care of me."
2. The child has clearly expressed that she would not feel bothered or upset by her mother's rights being terminated.
3. The child has no desire to contact her mother anymore because she feels as if her mother has stopped trying to contact her and she doesn't feel comfortable talking to her mother anymore.

MATTERS COMPLAINED OF

1. Whether the trial court abused its discretion in granting adoptive parents' Petition for Involuntary Termination of Mother's parental rights pursuant to Section 2511(a)(1) of the Adoption Act, 23 Pa.C.S.A. § 2511(a)(1).
2. Whether the trial court abused its discretion in finding that the adoptive parents produced clear and convincing evidence of Mother's settled intent to relinquish her parental claim to the child, or refused or failed to perform parental duties for the child for a period of six (6) months prior to the filing of the Petition for Involuntary Termination, as the testimony demonstrated that Mother had custody of the child, exercised periods of partial custody, battled severe depression on a regular basis, supported the child when she was able to work, sent the child cards through the course of the year prior to the filing of the petition, attempted telephone contact on several occasions in the year prior to the filing of the petition, and sent the child gifts.
3. Whether the trial court abused its discretion in not finding that Mother had primary physical custody of the child until July 2004, and then exercised partial physical custody of the child on alternating weekends from September 2004 through December 2004.
4. Whether the trial court abused its discretion in not finding that Mother sent the child cards, received a telephone call from the child, attempted to contact the child by telephone, and sent the child gifts during the year 2005.
5. Whether the trial court abused its discretion in not finding that Mother's depression mitigated and/or excused Mother's lack of contact and support for the child.
6. Whether the trial court abused its discretion in concluding that termination of Mother's parental rights will best serve the needs and welfare of the child.

DISCUSSION

Section 2511(a)(1) of the Adoption Act, provides parental rights may be terminated after a petition is filed on the ground that:

The parent by conduct continuing for a period of at least six months immediately preceding the filing of the petition either has evidenced a settled purpose of relinquishing parental claim to a child or has refused or failed to perform parental duties.

23 Pa.C.S.A. § 2511(a)(1).

When considering a petition on the ground listed in Section 2511(a)(1), we shall not consider any effort made by a parent after the filing of the petition to remedy the conditions described therein. 23 Pa.C.S.A. § 2511(b).

The question of whether a parent has evidenced a settled purpose of relinquishing parental claim to a child or has refused or failed to perform parental duties for a period of six months must be analyzed in relation to the particular circumstances of the case. *Lookabill v. Moreland*, 485 A.2d 1204, 1205 (Pa. Super. 1984). The parent's performance must be measured in light of what would be expected of an individual in similar circumstances. *Id.* Our Supreme Court has often observed that parental obligations require a continuing interest in the child and require affirmative performance on the part of the parent. *Id. citing to Matter of Adoption of David C.*, 387 A.2d 804 (Pa. 1978). The parent must exert a genuine, sincere effort to establish and maintain communication, association and a place of importance in her child's life. *Id.*

The mere fact that one suffers from depression does not excuse their responsibility to carry out parental duties. *See In the Matter of I.A.C.*, 2006 WL 905325 (Pa. Super. 2006); *In the Matter of the Adoption of A.M.B.*, 812 A.2d 659 (Pa. Super. 2002); *In the Interest of B.L.L.*, 787 A.2d 1007 (Pa. Super. 2001); *In re R.T.*, 778 A.2d 670 (Pa. Super. 2001); *In the Interest of Lilley*, 719 A.2d 327 (Pa. Super. 1998). A parent will be expected to utilize all available resources to preserve the parental relationship, and must exercise reasonable firmness in resisting obstacles placed in the path of maintaining the parent-child relationship. *B.N.M.*, 856 A.2d 847, 855 (Pa. Super. 2004)(citations omitted). Parental rights are not preserved by waiting for a more suitable or convenient time to perform one's parental responsibilities while others provide the child with his or her physical and emotional needs. *Id.*

A parental duty is a positive obligation that requires affirmative performance. *Burns v. Burns*, 379 A.2d 535, 540 (Pa. 1977). A child

needs love, protection, guidance and support. These needs, physical and emotional, cannot be met by a merely passive interest in the development of a child. *Id.* A parent who is incapable of performing parental duties is just as parentally unfit as one who refuses to perform parental duties. *In re B.L.W.*, 843 A.2d 380 (Pa. Super. 2004), *appeal denied*, 863 A.2d 1141.

In this case, the natural mother has failed and refused to perform her parental duties for eleven to twelve months prior to the filing of the Petition to terminate her parental rights on November 14, 2005. The last time the mother had any physical contact with her daughter was the second week of December 2004, almost an entire year before the Petition was filed. During that same time period, the mother did not have any telephone contact with her daughter. We acknowledge that she claims to have attempted to call her daughter once in October 2005 for her daughter's birthday but no one answered and the answering machine did not activate.¹ There have been two cards sent in 2005, one in February for Valentine's Day and one in October for her birthday.² Interestingly enough though, when her daughter sent two letters in April and May of 2005 she did not respond by phone or letter because "she was feeling very overwhelmed and was extremely depressed".

The natural mother has a long history of clinical depression stemming back to when she was eighteen years old. She has been in and out of various treatment facilities for both inpatient and outpatient hospitalization programs. Most recently, she was hospitalized for depression in July of 2002 and July of 2004. On June 29, 2002, she sent father an e-mail indicating that she was giving him temporary custody of the child for the duration of her illness and suggested he enroll the child in his school district. At the end of October 2002, mother thought she was starting to feel normal again and started making arrangements for the child to be enrolled back in her school district in January of 2003. The child was very angry having to change school districts mid-year.

¹ We note that following the filing of the Petition to Terminate Parental Rights mother alleged to have called her daughter's house once in November for Thanksgiving and once in December for Christmas but no one answered and the answering machine did not activate.

² We note that following the filing of the Petition to Terminate Parental Rights mother sent her daughter a Christmas card and presents in December of 2005.

We acknowledge that mother retained custody of the child from January of 2003 until July of 2004 when she started to feel depressed again. The child's memories of living with her mother involve her mother sleeping a lot, watching lots of television, and not being very social. In July of 2004, once again she was hospitalized but this time failed to complete the partial program because she felt as if it wasn't helping her anymore.

On both occasions that mother voluntarily relinquished custody of the child to father, she failed to maintain communications with her daughter. There is nothing in the record to suggest that father or step-mother prevented her from communicating with her daughter. We note that father did tape record the sporadic phone calls between the mother and child but we believe it was out of concern for his daughter. Basically, the mother's only explanation for the lack of communication with her daughter is that she was feeling "depressed".

During the year 2005, the mother did not get any kind of treatment or utilize any services with regard to her depression. She stopped taking her medications because she felt as if it wasn't helping her anymore. She started to self-medicate with alcohol to try to get to sleep about six or seven days a week. She became a recluse; she just stayed in her home, hardly answered the telephone and watched television all day. Her support obligation started to accrue arrearages in May of 2005 because she no longer had insurance proceeds from her automobile settlement and she remained unemployed. She claims she didn't realize how much time had passed until her family came down from Massachusetts to help her.

Currently, she is living with her mother in Massachusetts and started receiving treatment for her depression in October of 2005. It appears with the help of her mother and other family members in Massachusetts that she is attempting to regain control of her life. However, her conduct following the filing of this Petition is not relevant to our inquiry under Section 2511(a)(1). We are mindful of her attempts to recover from depression but it does not excuse the fact that she has failed to perform her parental duties since for eleven to twelve months. The law expects parents to do the best they can with the resources that they are given. In this case, we see a mother who gave up on treatment and medications, a mother who gave her daughter away every time she felt depressed, a mother who failed to maintain

any meaningful communication with her child and a mother who is still incapable of taking care of her child. For all of these reasons, we think the grounds under Section 2511(a)(1) have been established.

After determining grounds for terminating parental rights exists, Section 2511(b) required us to give consideration to the developmental, physical, and emotional needs and welfare of the child. We considered the bonds between the parent and child, as well as the emotional effect that termination would have upon the child. *In re Adoption of A.C.H.*, 803 A.2d 224, 229(Pa. Super. 2002). Intangibles such as love, comfort, security and stability were considered into the needs and welfare of the child. *In re C.M.S.*, 884 A.2d 1284, 1287 (Pa. Super. 2005), citing *In re Adoption of T.B.B.*, 835 A.2d 387, 397 (Pa. Super. 2003).

We interviewed the child on two separate occasions. She is a bright, intelligent, and mature 12 year old who has stated without any hesitancy that she wants her mother's parental rights to be terminated. She said:

I think her rights should be terminated because if anything would happen to my dad, then my step-mom I know that I would be taken care of and that I wouldn't have to worry about her going through mood changes and I know that I would get full balanced regular meals and that she would just take care of me.

She has indicated she would not be bothered or upset by her mother's parental rights being terminated. The bond between the child and her natural mother has been lost. She has no interest in maintaining any relationship with her natural mother, not even by letters anymore because there has been a lack of communication in the past. The child does not feel as if she can rely on her mother, she feels as if her mother lost interest in her, and she does not feel comfortable speaking with her mother anymore.

After this Petition was filed, the child was upset and bothered by the fact that her mother called her on the telephone. She said speaking to her mother was just like speaking to a friend from school; she didn't feel like she was talking to someone whom she hadn't seen in a long time or someone that she is related to. The child feels as if her mother will send a card for major events or holidays but never just calls or sends a letter to see how she is generally doing. When the

mother left for Connecticut, the child claims she had no idea that her mother left Pennsylvania. According to the child, the only reason that she became aware of her mother's move is through the investigative work of her grandparents.

Terminating a parent's rights is a difficult decision for any court to make, but when a parent fails to communicate, care and support their child and the parental bond no longer exists, then it is appropriate. In this instance, we are actually strengthening the parental bond that does exist between the child and her step mother. The child considers her step mother to be the "motherly figure" in her life. She is very comfortable talking with her step mother about things that a mother and daughter would discuss and even calls her by the name "mother".

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-311 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 17th day of August, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

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

BEGINNING at a P.K. nail located in Legislative Route 01080 at corner of land of Robert Cole; thence in said Legislative Route, North 56 degrees 47 minutes 30 seconds East, 75.32 feet to a P.K. nail; thence in same, North 64 degrees 38 minutes 40 seconds East, 218.52 feet to a P.K. nail; thence in same, North 38 degrees 30 minutes 30 seconds East, 317.13 feet to a P.K. nail; thence in same North 51 degrees 37 minutes 00 seconds East, 160 feet to a railroad spike in said Legislative Route; thence by land of Charles Dettinburn and running through a reference pin located 29.80 feet from the beginning of this line, South 30 degrees 4 minutes 20 seconds East, 221.37 feet to an iron pin at Land of Herbert Arndt; thence by said land of Herbert Arndt, South 56 degrees 14 minutes 10 seconds West, 781.33 feet to an iron pin at land of Robert Cole; thence by said land of Robert Cole and running through a reference pin located 30 feet from the end of this line, North 17 degrees 16 minutes 40 seconds West, 150.33 feet to a P.K. nail in Legislative Route 01080, the place of BEGINNING. CONTAINING 2.808 Acres.

The above description was taken from a subdivision plan prepared for Herbert M. Arndt by Adams County Surveyors dated May 2, 1977, revised August 9, 1977 and May 24, 1978, and recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania, in Plat Book 22 at page 23.

Tax Parcel No. 20-E-4-73

Property Address: 2280 Coon Road, Aspers, PA 17304

SEIZED and taken into execution as the property of **Mary F. Yohe & Tony M. Yohe** and to be sold by me.

James W. Muller-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 September 7, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

6/29, 7/6 & 13

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-379 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 3rd day of August, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that certain lot or piece of grounds situate in Mount Joy Township, County of Adams, Commonwealth of Pennsylvania, more particularly bounded and described as Lot No. 1024 on a Plan of Lots of Lake Heritage Subdivision, duly entered and appearing of record in the Office of the Recorder of Deeds of Adams County, Pennsylvania, in Miscellaneous Book 4 at page 778 and Subject to all legal highways, easements, rights of way, covenants and restrictions of record.

TITLE TO SAID PREMISES IS VESTED BY Special Warranty Deed, dated 07/14/2005, given Timothy R. Bauer, single man to Frank Kenneth Price, III and recorded 8/6/2005 in Book 4047 and Page 84.

Parcel Number: 310100058 000

Property Being: 1024 Burn Side Drive, Gettysburg, PA 17325, Adams County, Pennsylvania

SEIZED and taken into execution as the property of **Frank Kenneth Price, III** and to be sold by me.

James W. Muller-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 August 24, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

6/29, 7/6 & 13

INCORPORATION NOTICE

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Pennsylvania Department of State, Commonwealth of Pennsylvania, Harrisburg, Pennsylvania, on June 11, 2007, for the purpose of obtaining a Certificate of Incorporation of a nonprofit corporation under the Pennsylvania Nonprofit Corporation Law of 1988. The name of the corporation is ADAMS COUNTY BAR ASSOCIATION. The registered office for the corporation is: Adams County Courthouse, Room 305, 111-117 Baltimore St., Gettysburg, PA 17325. The purpose or purposes for which it has been organized is a professional association possessing all of the rights, powers and privileges now or hereafter conferred by the laws of the Commonwealth of Pennsylvania upon a nonprofit corporation.

Phillips & Phillips
101 West Middle Street
Gettysburg, PA 17325
Attorneys for the Corporation

7/13

CERTIFICATE OF ORGANIZATION

NOTICE IS HEREBY GIVEN that a Certificate of Organization - Domestic Limited Liability Company was filed with the Commonwealth of Pennsylvania, Department of State, in Harrisburg, Pennsylvania, on June 22, 2007, under the provisions of the Pennsylvania Limited Liability Company Law of 1994 as amended.

The name of the Limited Liability Company is **CHRISTINE A. CURLEY, LLC**.

CHRISTINE A. CURLEY, LLC has as its purpose the engaging in all lawful business for which limited liability companies may be organized.

Arthur J. Becker, Jr., Esq.
Attorney for Christine A. Curley, LLC

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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 JOYCE CATHERINE GULDEN, DEC'D

Late of Oxford Township, Adams County, Pennsylvania
 Administrators: Karl J. Schoffstall, 522 Lakeview Circle, Littlestown, PA 17340; Scott Schoffstall, 618 Maple Avenue, Hanover, PA 17331
 Attorney: Keith R. Nonemaker, Esq., Guthrie, Nonemaker, Yingst & Hart, 40 York St., Hanover, PA 17331

ESTATE OF DAVID H. MYERS, DEC'D

Late of Conewago Township, Adams County, Pennsylvania
 Executrix: Susan E. Zamudio, 329 MacArthur Drive, Dover, DE 19901
 Attorney: Elinor Albright Rebert, Esq., 515 Carlisle Street, Hanover, PA 17331

ESTATE OF MYRTLE A. STEWART a/k/a MYRTLE W. STEWART, DEC'D

Late of Franklin Township, Adams County, Pennsylvania
 Executrix: Sarah Schultz, c/o Marielle F. Hazen, Esq., 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110
 Attorney: Marielle F. Hazen, Esq., 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110

SECOND PUBLICATION

ESTATE OF MIRIAM L. CASHMAN, DEC'D

Late of Oxford Township, Adams County, Pennsylvania
 Executor: Stephen Cashman, 166 Pickett Rd., Dover, PA 17315
 Attorney: Keith R. Nonemaker, Esq., Guthrie, Nonemaker, Yingst & Hart, 40 York St., Hanover, PA 17331

ESTATE OF JOHN P. DeUNGER, DEC'D

Late of the Borough of Littlestown, Adams County, Pennsylvania
 Executrix: Stephanie S. Gonos, c/o Marielle F. Hazen, Esq., 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110
 Attorney: Marielle F. Hazen, Esq., 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110

ESTATE OF DORIS J. GLASS, DEC'D

Late of Conewago Township, Adams County, Pennsylvania
 Executor: Richard S. Glass, c/o 135 North George Street, York, PA 17401
 Attorney: Sharon E. Myers, Esq., CGA Law Firm, PC, 135 North George Street, York, PA 17401

ESTATE OF FLORENCE EILEEN MORAN a/k/a FLORENCE E. MORAN, DEC'D

Late of Mt. Joy Township, Adams County, Pennsylvania
 Executrix: Lisa A. Hankins, 1622 Forbes Street, Rockville, MD 20851
 Attorney: Matthew R. Battersby, Esq., Battersby Law Office, P.O. Box 215, Fairfield, PA 17320

ESTATE OF FAYE A. REED, DEC'D

Late of Huntington Township, Adams County, Pennsylvania
 Executor: Marcus A. McKnight, III, Irwin & McKnight, 60 West Pomfret Street, Carlisle, PA 17013

Attorney: Irwin & McKnight, 60 West Pomfret Street, Carlisle, PA 17013

ESTATE OF RITA MARIE SMITH, DEC'D

Late of Straban Township, Adams County, Pennsylvania
 Bernard F. Smith, 1933 Biglerville Rd., Gettysburg, PA 17325; Margaret H. Storm, 240 Smith Rd., Gettysburg, PA 17325
 Attorney: David K. James, III, Esq., 234 Baltimore St., Gettysburg, PA 17325

ESTATE OF PAUL N. SPONSELLER, DEC'D

Late of Oxford Township, Adams County, Pennsylvania
 Executor: Wayne L. Sponseller, c/o Richard R. Reilly, Esq., 56 S. Duke Street, York, PA 17401-1402
 Attorney: Richard R. Reilly, Esq., 56 S. Duke Street, York, PA 17401-1402

ESTATE OF AGNES LUCILLE STITELY a/k/a A. LUCILLE STITELY, DEC'D

Late of the Borough of Gettysburg, Adams County, Pennsylvania
 Monroe J. Phillips, 6490 Baltimore Pike, Littlestown, PA 17340
 Attorney: Thomas E. Miller, Esq., Miller & Shullis, P.C., 249 York Street, Hanover, PA 17331

ESTATE OF MARTHA M. STOCK, DEC'D

Late of Berwick Township, Adams County, Pennsylvania
 Executor: Diana Weaver, c/o 135 North George Street, York, PA 17401
 Attorney: Sharon E. Myers, Esq., CGA Law Firm, PC, 135 North George Street, York, PA 17401

ESTATE OF EVELYN A. TRIMMER, DEC'D

Late of Cumberland Township, Adams County, Pennsylvania
 Executor: Adams County National Bank, ATTN: Christine R. Settle, P.O. Box 4566, Gettysburg, PA 17325
 Attorney: Teeter, Teeter & Teeter, 108 W. Middle St., Gettysburg, PA 17325

THIRD PUBLICATION

ESTATE OF THOMAS E. DEHOFF, JR., DEC'D

Late of Union Township, Adams County, Pennsylvania
 Executors: Ronald E. Dehoff, 1870 Harney Road, Littlestown, PA 17340; Janet L. McKinney, 19 Christopher Court, New Oxford, PA 17350
 Attorney: Teeter, Teeter & Teeter, 108 W. Middle St., Gettysburg, PA 17325

ESTATE OF KENNETH L. DILLON, DEC'D

Late of Franklin Township, Adams County, Pennsylvania
 Executors: Lori M. Dillon, 1221 Buchanan Valley Rd., Orrtanna, PA 17353; Kenneth E. Dillon, 11 Tiffany Drive, Shippensburg, PA 17257
 Attorney: Teeter, Teeter & Teeter, 108 W. Middle St., Gettysburg, PA 17325

ESTATE OF RAYMOND J. GLAD-FELTER a/k/a RAYMOND J. GLAT-FELTER, DEC'D

Late of Hamilton Township, Adams County, Pennsylvania
 Administrator: Raeanne Stumpf, c/o 135 North George St., York, PA 17401
 Attorney: Sharon E. Myers, Esq., CGA Law Firm, PC, 135 North George Street, York, PA 17401

ESTATE OF GERALD W. HELWIG, DEC'D

Late of the Borough of McSherrystown, Adams County, Pennsylvania
 Executors: Geraldine K. Ernst and Catherine T. Clark, c/o Douglas H. Gent, Esq., Law Offices of Douglas H. Gent, 1157 Eichelberger Street, Suite 4, Hanover, PA 17331
 Attorney: Douglas H. Gent, Esq., Law Offices of Douglas H. Gent, 1157 Eichelberger Street, Suite 4, Hanover, PA 17331

ESTATE OF CHARLES R. HUFF, JR., DEC'D

Late of the Borough of Littlestown, Adams County, Pennsylvania
 Administrator: Wendy S. Huff, 145 W. Myrtle St., Littlestown, PA 17340
 Attorney: Matthew L. Guthrie, Esq., Guthrie, Nonemaker, Yingst & Hart, 40 York Street, Hanover, PA 17331

(continued on page 5)

THIRD PUBLICATION (continued)

ESTATE OF DOROTHY A. KETTERMAN, DEC'D

Late of the Borough of Gettysburg, Adams County, Pennsylvania

Executor: Paul H. Ketterman, 130 Rodes Ave., Gettysburg, PA 17325

Attorney: Teeter, Teeter & Teeter, 108 W. Middle St., Gettysburg, PA 17325

ESTATE OF JOAN V. A. MILLER, DEC'D

Late of Hamilton Township, Adams County, Pennsylvania

Executor: Helen Scheiner, c/o 135 North George St., York, PA 17401

Attorney: Sharon E. Myers, Esq., CGA Law Firm, PC, 135 North George Street, York, PA 17401

ESTATE OF MARTHA V. MILLER, DEC'D

Late of Oxford Township, Adams County, Pennsylvania

Executor: Thomas E. Schoelkopf, 928 Rivergate Court, Millersville, PA 17036

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

ESTATE OF KENNETH E. SEASE, DEC'D

Late of Cumberland Township, Adams County, Pennsylvania

Executrix: Stacie L. Sease, 1619 Herr's Ridge Rd., Gettysburg, PA 17325

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

ESTATE OF LILLIE C. SNYDER, DEC'D

Late of Oxford Township, Adams County, Pennsylvania

Executor: Bruce H. Plunkert and Donna M. Plunkert, c/o Scott A. Ruth, Esq., 4 High Street, Hanover, PA 17331

Attorney: Scott A. Ruth, Esq., 4 High Street, Hanover, PA 17331

ESTATE OF MARIE A. TIMMINS, DEC'D

Late of Conewago Township, Adams County, Pennsylvania

Personal Representative: Sandra A. Timmins, 566 Oxford Avenue, Hanover, PA 17331

Attorney: G. Steven McKonly, Esq., 119 Baltimore St., Hanover, PA 17331

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-408 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 17th day of August, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

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

BEGINNING at the Southwest corner of lands of Stanley Koribana and in center line of Township Road No. T-428; thence in and along said Road, South 81 degrees 57 minutes 00 seconds West, 27.28 feet to a point; thence continuing in said Road, North 82 degrees 02 minutes 35 seconds West, 152 feet to a point in center line of said Road; thence leaving said Township Road No. T-428 and along lands of Glenn E. Sell, North 07 degrees 57 minutes 25 seconds East, 200.00 feet to a point at other lands of Grantors herein; thence along same, South 81 degrees 56 minutes 10 seconds East, 123.07 feet to a corner of lands of Stanley Koribana; thence by said lands of Koribana, South 08 degrees 03 minutes 00 seconds East, 200.00 feet to a point in said Township Road No. T-428, the place of BEGINNING. CONTAINING 30,217 square feet of land.

Tax Parcel No: 35-J-12-67A
Premises Being: 2310 Storms Store Road, New Oxford, PA 17350

SEIZED and taken into execution as the property of **Ann F. Fuhrman & Randal E. Fuhrman** and to be sold by me.

James W. Muller-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 September 7, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

6/29, 7/6 & 13

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-304 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 3rd day of August, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT TRACT of land situate, lying and being in the Borough of Carroll Valley (formerly Liberty Township), Adams County, Pennsylvania, bounded and described as follows:

BEGINNING at a point in the center of Peach Tree Trail (formerly Kramer Trail) at Lot No. 129; thence by said lot North 18 degrees 14 minutes 40 seconds East, 190.89 feet to a point in the center of Maple Trail (formerly Shuff Trail); thence in said Maple Trail North 71 degrees 25 minutes 20 seconds East, 109.44 feet to a point; thence continuing in said Maple Trail South 87 degrees 22 minutes 10 seconds East, 69.89 feet or Lot No. 131; thence by said lot South 2 degrees 37 minutes 20 seconds West, 225 feet to a point in the center of said Peach Tree Trail; thence in said Peach Tree Trail North 87 degrees 22 minutes 40 seconds West, 100 feet to the place of BEGINNING.

Tax Parcel No. 41-5
Property Address: 10 Peach Tree Trail, Fairfield, PA 17320

SEIZED and taken into execution as the property of **Donald L. Harmon & Colleen M. Harmon** and to be sold by me.

James W. Muller-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 August 24, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

6/29, 7/6 & 13

Adams County Legal Journal

Vol. 49

July 20, 2007

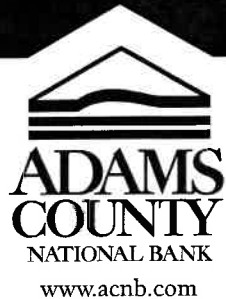
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Serving individuals, businesses and organizations in our shared communities for 150 years is definitely something to celebrate.

Celebrating 150 years!
1857-2007



 Equal Housing Lender. Equal Opportunity Lender. Member FDIC.

ADAMS COUNTY LEGAL JOURNAL (USPS 542-600)

Designated for the Publication of Court and other Legal Notices. Published weekly 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) 337-9812

Periodicals postage paid at Gettysburg, PA 17325.

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SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 06-S-1466 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 24th day of August, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that tract of land situate in the Lake Meade Subdivision, Reading Township, Adams County, Pennsylvania, more specifically referred to as Lot No. 90 on a Plan of Lots of Lake Meade Subdivision, recorded in Plat Book 1 at page 1, and subject to all legal highways, easements, rights-of-way and restrictions of record.

IT BEING the same tract of land which Theodore J. Unger and Mary E. Unger, husband and wife, by their deed dated May 15, 1987 and recorded August 1, 1988 in the Recorder of Deeds Office in and for Adams County, Pennsylvania, in Book 496, page 373, granted and conveyed unto John J. Baker Insurance, the sole proprietor being John J. Baker, Grant herein.

Parcel Identification No.: 37-008-0085-000

Premises: 39 Schofield Drive, East Berlin, PA 17316, Reading Township, Adams County, Pennsylvania

TITLE TO SAID PREMISES IS VESTED IN Bryan L. Cooper and Kathleen A. Cooper, husband and wife, by Deed from John J. Baker Insurance, dated 01/22/1990, recorded 02/05/1990, in Deed Book 545, page 1082.

SEIZED and taken into execution as the property of **Bryan L. Cooper a/k/a Bryan Lee Cooper & Kathleen A. Cooper a/k/a Kathleen A. Bartholomew** and to be sold by me.

James W. Muller-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 September 14, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

7/20, 27 & 8/3

INCORPORATION NOTICE

NOTICE IS HEREBY GIVEN that on July 11, 2007, Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania incorporating **AFFORDABLE PAVING BY WELLS, INC.**, under the provisions of the Business Corporation Law of 1988.

The purpose for which said corporation is formed: The corporation shall have unlimited power to engage in and do any lawful act concerning any and all lawful business for which corporations may be incorporated under the Business Corporation Law of 1988.

The location and post office address of the initial registered office of said corporation is 45 Hoffman Road, Gettysburg, PA 17325.

Matthew R. Battersby, Esq.
20 W. Main St., P.O. Box 215
Fairfield, PA 17320
(717) 642-6260

7/20

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 July 1, 2007.

The name of the corporation is: **SCHUCHART'S LOCKSMITH SERVICE INC.**

The corporation has been incorporated under the Pennsylvania Business Corporation Law of 1988.

Schuchart's Locksmith Service Inc.
226 Main Street
McSherrystown, PA 17344

7/20

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 1st day of May, 2007, for the purpose of incorporating a non-profit corporation under the Pennsylvania Non-Profit Corporation Law of 1988.

The name of the corporation is **GLORIA DEI EVANGELICAL LUTHERAN CHURCH OF HARRISBURG, INC.**

The purpose for which it has been organized is the operation of a church in cooperation with the Lutheran Church of the Missouri Synod and any and all other lawful related business.

Jennifer B. Hipp, Esq.
One West Main Street
Shiremanstown, PA 17011

7/20

COMMONWEALTH VS. WHITENER

1. The rules of statutory construction do not permit courts to ignore the plain and unambiguous language of a statute in a supposed pursuit of either its spirit or an unstated legislative intent.

2. The rule requiring statutes *in pari materia* to be construed together is only a rule of construction to be applied as an aid in determining the meaning of a doubtful statute, and that it cannot be invoked where the language of a statute is clear and unambiguous.

3. It is presumed that the legislature, in enacting a statute, acted with full knowledge of existing statutes relating to the same subject.

4. The legislature intended to preserve a non-criminal means by which an owner may destroy a pet animal when the legislature enacted the section recognizing that nothing in the Animal Destruction Law shall prevent a person from destroying a pet animal by means of firearms.

5. (In Pennsylvania) the only permissible method for the destruction of an animal by a person other than a licensed veterinarian or humane society organization is by firearm. Neither the cruelty to animals section of the crimes code nor the Animal Destruction Law limit the destruction of an animal to circumstances involving injured animals.

In the Court of Common Pleas of Adams County, Pennsylvania, Criminal, No. CP-01-CR-637-2005, COMMONWEALTH OF PENNSYLVANIA VS. CLIFTON HARVEY WHITENER.

Brian R. Sinnett, Esq., Assistant District Attorney, for Commonwealth
Jeffery M. Cook, Esq., for Defendant

George, J., August 4, 2006

OPINION

This matter comes before the Court on a Petition for a Writ of Habeas Corpus filed by the Defendant, Clifton Harvey Whitener (“Whitener”). The parties have presented stipulated facts to the Court to aid in the resolution of the Petition. Those facts are as follows:

On April 24, 2005, Whitener had been consuming alcohol when he returned to his residence in Straban Township, Adams County, at approximately 4:15 a.m. Upon returning home, the Defendant went to his garage which housed a pit bull terrier owned by him. The Defendant shot and killed his dog with a single gunshot to the head. There is no evidence of any other mistreatment to the animal. When Pennsylvania State Police officers arrived on the scene shortly thereafter, the Defendant was physically angry. He told the troopers that “I shot my dog because it pissed me off.”

As a result of the foregoing, Whitener was charged with one count of animal cruelty under 18 Pa.C.S.A. § 5511(a)(2.1)(a). Whitener files the current Petition seeking dismissal of the charge based upon the argument that his actions are exempt under the cruelty to animals section of the Pennsylvania Crimes Code.

The section with which Whitener has been charged provides, in relevant part:

(2.1) (i) A person commits a misdemeanor of the first degree if he willfully and maliciously:

(A) Kills, maims, mutilates, tortures or disfigures any dog or cat, whether belonging to himself or otherwise.

18 Pa.C.S.A. § 5511(a)(2.1)(i). Section 5511(a) (2.1) later provides:

(iii) The killing of a dog or cat by the owner of that animal is not malicious if it is accomplished in accordance with the act of December 22, 1983 (P.L. 303, No. 83), referred to as the Animal Destruction Method Authorization Law.

18 Pa.C.S.A. § 5511(a)(2.1)(iii). The Animal Destruction Method Authorization Law (hereinafter referred to as “Animal Destruction Law”) provides a means by which animals may legally be destroyed. Among its provisions are Section 328.2(a), which instructs that the “required method of destruction shall be by the administration of an overdose of a barbiturate, barbiturate combinations, drug or drug combinations approved for this purpose by the Federal Drug Administration and in accordance with guidelines established by the Pennsylvania Department of Agriculture.” 3 P.S. § 328.2. That same section also provides under the heading “Authorized Method” that “[n]othing in this act shall prevent a person or a humane society organization from destroying a pet animal by means of firearms.” *Id.* Whitener relies on the language of this section in concluding that the legislature specifically excluded from criminal conduct an owner killing his/her dog or cat by firearm.

I begin my analysis by recognizing the longstanding Pennsylvania authority which instructs that “[t]he object of all statutory interpretation is to ascertain and effectuate the intention of the General Assembly.” *Markle v. W.C.A.B.*, 661 A.2d 1355, 1360 (Pa. 1995). In striving towards that goal, however, our Supreme Court has cautioned that “the rules of statutory construction do not permit courts to ignore the plain and unambiguous language of a statute in a

supposed pursuit of either its spirit or an unstated legislative intent.” *Nationwide Mutual Ins. Co. v. Wickett*, 763 A.2d 813, 818 (Pa. 2000) (citing 1 Pa.C.S. § 1921 (b)); *Commonwealth v. Heberling*, 678 A.2d 794, 795 (Pa.Super. 1996).

When reading the language that is the subject of the controversy before the Court, it is unquestionable that the legislature exempted, from criminal penalty, the killing of a dog or cat by its owner when the animal was killed in accordance with the Animal Destruction Law. The section with which Whitener is charged requires both a willful and malicious killing, but removes from the definition of “malicious” a killing committed by the owner and accomplished in compliance with Animal Destruction Law. My analysis, therefore, must focus on whether Whitener’s acts, as stipulated, were in accordance with the Animal Destruction Law.

As previously indicated, the Animal Destruction Law specifically authorizes the destruction of a pet animal by the use of firearms. Section 328.2(b). According to the stipulated facts presented to the Court, that is precisely the method by which Whitener brought about the premature death of his dog. Given the requirement that penal statutes be strictly construed, *Commonwealth v. Tate*, 816 A.2d 1097, 1098 (Pa. 2003) (citing 1 Pa.C.S. § 1928(b)(1)), this Court cannot impose criminal liability where it has been specifically exempted by the legislature.

The Commonwealth suggests that the legislature’s placement of the Animal Destruction Law in Chapter 7 of Title 3, 3 P.S. § 321 et al (relating to domestic animals) is indicative of its intent to limit the provisions to circumstances justifying euthanasia of an animal. More specifically, the Commonwealth notes that the legislature included the Animal Destruction Law in the subchapter referencing “Destruction of Injured, Etc., Animals”, 3 P.S. § 325 et seq. While arguing that the various sections of this sub-chapter are *in pari materia* and therefore to be construed together, the Commonwealth suggests that the authorization in the Animal Destruction Law relating to the destruction of animals by firearms is limited to the destruction of injured animals. I reject the Commonwealth’s invitation to ignore the clear language of the legislation under the pretext of pursuing its spirit.

The Commonwealth’s reliance on the doctrine of *in pari materia* is misplaced. As indicated by the Supreme Court, “the rule requiring

statutes *in pari materia* to be construed together is only a rule of construction to be applied as an aid in determining the meaning of a doubtful statute, and that it cannot be invoked where the language of a statute is clear and unambiguous.” *In re McFarland Estate*, 105 A.2d 92, 95-96 (Pa. 1954) (emphasis added). Since I have already concluded that the language at issue is clear and unambiguous, a journey down the path of statutory construction is inappropriate.

Although the clarity of the language does not require me to delve any further into the intent of the legislature, I observe that such an inquiry leads to a result consistent with the plain language of the legislation. The legislative provisions relating to the destruction of injured animals, 3 P.S. 325 et seq. were originally enacted in 1913. Excluding from consideration the language which is currently at issue, and after a diligent historical review of the transformation of this legislation since its enactment, I have failed to uncover any statutory or common law prohibitions against the killing of a dog by its owner. To the contrary, it appears the Pennsylvania legislation has historically exempted such actions from criminal conduct. For instance, at the time the sub-chapter “Destruction of Injured, Etc., Animals”, 3 P.S. § 325 et seq. was enacted in 1913, then-current law exempted from criminal liability an owner who willfully killed, maimed or disfigured his/her dog. See 1903, April 24, P.L. 296 § 1. Thus, the original legislation related to the destruction of animals did not, as the Commonwealth suggests, limit the destruction of animals, such as dogs, to circumstances where the animal was injured; rather, it expanded the rights of an owner to permit third parties to destroy his/her animal in circumstances where they were injured, disabled or diseased.

As cruelty to animals legislation evolved, the law consistently exempted the killing of an animal by its owner from the penal provisions. See 1939, June 24, P.L. 872 § 941. Interestingly, the 1939 legislation distinguished between the killing of an animal by an owner and the mistreatment of an animal by an owner; the latter was made criminal. See 1939, June 24, P.L. 872 § 942. The 1939 version of the cruelty to animals law essentially remained intact when the penal laws of Pennsylvania were codified in 1970. See November 25, 1970, P.L. 707, No. 230. In 1973, the legislature redefined the offense of cruelty to animals. 1973, December 12, P.L. 387, No. 137 § 1. This new legislation carried over the historical distinction which the legislature made between “killing” an animal and “mistreating or

otherwise abusing” an animal. The 1973 legislation did not make the killing of an animal by the owner criminal, but imposed criminal sanction on anyone, including owners, who mistreated or abused an animal.

It is against this background that the legislature enacted the Animal Destruction Law in 1983. Since “[i]t is presumed that the legislature, in enacting a statute, acted with full knowledge of existing statutes relating to the same subject”, *Commonwealth v. Milano*, 446 A.2d 325, 327 (Pa.Super. 1982), it naturally follows that the legislature intended to preserve a non-criminal means by which an owner may destroy a pet animal when the legislature enacted the section recognizing that nothing in the Animal Destruction Law “shall prevent a person...from destroying a pet animal by means of firearms.” This history refutes the Commonwealth’s argument that 3 P.S. § 328.2(b) relates only to the destruction of an injured animal.

The conclusion that I reach is bolstered by contemporaneous legislative history.¹ During a debate on the enactment of the Animal Destruction Law, Representative Greenwood (Bucks County) sought to amend the legislation to include the phrase “in an emergency or where other required or authorized methods of euthanasia are not available” after the sentence “nothing in this act shall prevent a person or a humane society organization from destroying a pet animal by means of firearms.” This amendment was overwhelmingly rejected by the House of Representatives. Legislative Journal-House 1983, p. 1391.

On the other hand, the original language of the proposed legislation used the words “euthanasia” and “euthanized” rather than the adopted version, which inserted the words “destruction” and “destroy” in their place. See Legislative Journal-Senate December 13, 1983, p. 1506. The significance of this change in language is self-apparent. Had the legislature intended to limit an owner’s killing of a dog or cat to emergency circumstances or instances of euthanasia, as suggested by the Commonwealth, they had the opportunity to do so and not only rejected taking such action, but also took specific action to eliminate restricting the purposed legislation to instances of “euthanasia”.

¹In ascertaining the intent of the legislature, Courts may consider the contemporaneous legislative history. See 1 Pa.C.S.A. § 921(c)(7).

The longstanding rule of statutory construction, that all provisions of a statute are to be given effect, is significant to my resolution of this issue. 1 Pa. C.S. § 1922; *Holland v. Marcy*, 883 A.2d 449, 455 (Pa. 2005). The legislature clearly and purposefully excepted the killing of a dog or cat by the owner provided that the act is accomplished by the means authorized by the Animal Destruction Method Authorization Law. A thorough reading of that law reveals that the only permissible method for the destruction of an animal by a person other than a licensed veterinarian or humane society organization is by firearm. Neither the cruelty to animals section of the crimes code nor the Animal Destruction Law limit the destruction of an animal to circumstances involving injured animals. Although it is attractive to accept the Commonwealth's suggestion to impute this language into the statutory language, thereby making Whitener's deplorable conduct illegal, I may not add language that the General Assembly has omitted from statutory provisions unless the phrase is necessary to the construction of the statute. *Commonwealth v. Lewis*, 885 A.2d 51, 57 (Pa. Super. 2005). As evidenced by the House of Representatives' specific rejection of such language, the same cannot be held to be necessary to construction of the statutes at issue.

Over the course of history, the role of animals in our society has continuously evolved. There are those who feel that animals are nothing more than tools or personal property to be disposed of at will. On the other hand, a growing portion of our society recognizes and advocates that animals have a much greater status. This debate, and its resolution, is properly left to our elected legislature. Although I find Whitener's actions to be despicable, I cannot, by *judicial fiat*, criminalize his conduct. I encourage the legislature to promptly consider the merits of prohibiting actions such as Whitener's. Nevertheless, under the current legislation, I must reluctantly dismiss the charges.

ORDER

AND NOW, this 4th day of August, 2006, the Defendant's Petition for Writ of Habeas Corpus is granted. Charges against the Defendant are dismissed with prejudice. Costs to be paid by the County of Adams.

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 JOHN M. BITTINGER, DEC'D**

Late of Straban Township, Adams County, Pennsylvania
 Administratrix: Rose Spalding, 328 Village Drive, Gettysburg, PA 17325
 Attorney: Puhl, Eastman & Thrasher, Attorneys at Law, 220 Baltimore Street, Gettysburg, PA 17325

ESTATE OF GLADYS L. CARBAUGH, DEC'D

Late of Germany Township, Adams County, Pennsylvania
 Executrices: Phyllis J. Selby, P.O. Box 239, Littlestown, PA 17340; Linda M. Barbini, 9302 Orbital Road, Baltimore, MD 21234
 Attorney: Puhl, Eastman & Thrasher, 220 Baltimore Street, Gettysburg, PA 17325

ESTATE OF EARL E. MUMMERT, DEC'D

Late of the Borough of New Oxford, Adams County, Pennsylvania
 Executors: Lanny E. Mummert, 112 Berlin Road, New Oxford, PA 17350; Patricia M. Guise, 106 Berlin Road, New Oxford, PA 17350; Bonita M. Albright, 877 Oxford Road, New Oxford, PA 17350
 Attorney: Robert E. Campbell, Esq., Campbell & White, P.C., 112 Baltimore St., Gettysburg, PA 17325

ESTATE OF JOHN W. MURREN, DEC'D

Late of Mt. Pleasant Township, Adams County, Pennsylvania
 Executor: Adams County National Bank, P.O. Box 4566, Gettysburg, PA 17325
 Attorney: Puhl, Eastman & Thrasher, 220 Baltimore Street, Gettysburg, PA 17325

ESTATE OF WILBUR C. SMITH, DEC'D

Late of Oxford Township, Adams County, Pennsylvania
 Administratrix: Helen L. Smith, 499 Mt. Misery Road, New Oxford, PA 17350
 Attorney: Larry W. Wolf, P.C., 215 Broadway, Hanover, PA 17331

ESTATE OF KENNETH W. WILDASIN, DEC'D

Late of Reading Township, Adams County, Pennsylvania
 Executors: Judy G. James, 560 Conewago Drive, East Berlin, PA 17316; Adams County National Bank, P.O. Box 4566, Gettysburg, PA 17325
 Attorney: Crabbs & Crabbs, Attorneys for the Estate, 202 Broadway, Hanover, PA 17331

SECOND PUBLICATION**ESTATE OF JOYCE CATHERINE GULDEN, DEC'D**

Late of Oxford Township, Adams County, Pennsylvania
 Administrators: Karl J. Schoffstall, 522 Lakeview Circle, Littlestown, PA 17340; Scott Schoffstall, 618 Maple Avenue, Hanover, PA 17331
 Attorney: Keith R. Nonemaker, Esq., Guthrie, Nonemaker, Yingst & Hart, 40 York St., Hanover, PA 17331

ESTATE OF DAVID H. MYERS, DEC'D

Late of Conewago Township, Adams County, Pennsylvania
 Executrix: Susan E. Zamudio, 329 MacArthur Drive, Dover, DE 19901
 Attorney: Elinor Albright Rebert, Esq., 515 Carlisle Street, Hanover, PA 17331

ESTATE OF MYRTLE A. STEWART a/k/a MYRTLE W. STEWART, DEC'D

Late of Franklin Township, Adams County, Pennsylvania
 Executrix: Sarah Schultz, c/o Marielle F. Hazen, Esq., 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110
 Attorney: Marielle F. Hazen, Esq., 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110

THIRD PUBLICATION**ESTATE OF MIRIAM L. CASHMAN, DEC'D**

Late of Oxford Township, Adams County, Pennsylvania
 Executor: Stephen Cashman, 166 Pickett Rd., Dover, PA 17315
 Attorney: Keith R. Nonemaker, Esq., Guthrie, Nonemaker, Yingst & Hart, 40 York St., Hanover, PA 17331

ESTATE OF JOHN P. DeUNGER, DEC'D
 Late of the Borough of Littlestown, Adams County, Pennsylvania

Executrix: Stephanie S. Gonos, c/o Marielle F. Hazen, Esq., 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110
 Attorney: Marielle F. Hazen, Esq., 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110

ESTATE OF DORIS J. GLASS, DEC'D

Late of Conewago Township, Adams County, Pennsylvania
 Executor: Richard S. Glass, c/o 135 North George Street, York, PA 17401
 Attorney: Sharon E. Myers, Esq., CGA Law Firm, PC, 135 North George Street, York, PA 17401

ESTATE OF FLORENCE EILEEN MORAN a/k/a FLORENCE E. MORAN, DEC'D

Late of Mt. Joy Township, Adams County, Pennsylvania
 Executrix: Lisa A. Hankins, 1622 Forbes Street, Rockville, MD 20851
 Attorney: Matthew R. Battersby, Esq., Battersby Law Office, P.O. Box 215, Fairfield, PA 17320

ESTATE OF FAYE A. REED, DEC'D

Late of Huntington Township, Adams County, Pennsylvania
 Executor: Marcus A. McKnight, III, Irwin & McKnight, 60 West Pomfret Street, Carlisle, PA 17013
 Attorney: Irwin & McKnight, 60 West Pomfret Street, Carlisle, PA 17013

ESTATE OF RITA MARIE SMITH, DEC'D

Late of Straban Township, Adams County, Pennsylvania
 Bernard F. Smith, 1933 Biglerville Rd., Gettysburg, PA 17325; Margaret H. Storm, 240 Smith Rd., Gettysburg, PA 17325
 Attorney: David K. James, III, Esq., 234 Baltimore St., Gettysburg, PA 17325

ESTATE OF PAUL N. SPONSELLER, DEC'D

Late of Oxford Township, Adams County, Pennsylvania
 Executor: Wayne L. Sponseller, c/o Richard R. Reilly, Esq., 56 S. Duke Street, York, PA 17401-1402
 Attorney: Richard R. Reilly, Esq., 56 S. Duke Street, York, PA 17401-1402

THIRD PUBLICATION (continued)

ESTATE OF AGNES LUCILLE STITELY
a/k/a A. LUCILLE STITELY, DEC'D

Late of the Borough of Gettysburg,
Adams County, Pennsylvania

Monroe J. Phillips, 6490 Baltimore
Pike, Littlestown, PA 17340

Attorney: Thomas E. Miller, Esq., Miller
& Shultis, P.C., 249 York Street,
Hanover, PA 17331

ESTATE OF MARTHA M. STOCK, DEC'D

Late of Berwick Township, Adams
County, Pennsylvania

Executor: Diana Weaver, c/o 135 North
George Street, York, PA 17401

Attorney: Sharon E. Myers, Esq., CGA
Law Firm, PC, 135 North George
Street, York, PA 17401

ESTATE OF EVELYN A. TRIMMER,
DEC'D

Late of Cumberland Township, Adams
County, Pennsylvania

Executor: Adams County National
Bank, ATTN: Christine R. Settle,
P.O. Box 4566, Gettysburg, PA
17325

Attorney: Teeter, Teeter & Teeter, 108
W. Middle St., Gettysburg, PA 17325

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-430 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 24th day of August, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

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

BEGINNING at a P.K. nail set in the centerline of Gablers Road (S.R. 4003), said nail marking the common point of adjoiner of Lots #3, #4 and #9 on the hereinafter mentioned plan with the centerline of said roadway; thence extending in and through the centerline of Gablers Road, North 33 degrees 25 minutes 38 seconds West, for a distance of 159.92 feet to a point in the centerline of said roadway at Lot #5 on the hereinafter mentioned plan; thence departing from the centerline of Gablers Road and extending along Lot #5, North 58 degrees 21 minutes 41 seconds East, through a steel pin on the Northeasternmost dedicated right-of-way line of Gablers Road, a distance of 29.97 feet from the origin of this call, for a total distance of 525.84 feet to a steel pin at Lot

#21; thence extending along Lot #21, South 15 degrees 43 minutes 52 seconds East, for a distance of 85.00 feet to a steel pin at Lot #3 on the hereinafter mentioned plan; thence extending along Lot #3, South 49 degrees 35 minutes 59 seconds West, through a steel pin set on the Northeasternmost dedicated right-of-way line of Gablers Road, a distance of 33.00 feet from the terminus of this call, for a total distance of 503.41 feet to a P.K. nail set in the centerline of Gablers Road, said nail marking the place of BEGINNING. CONTAINING 1.4030 acres, and being designated as Lot #4 on a final plan of subdivision of Cherry Hill Manor prepared for Harry H. Fox, Jr., President of Pitzer Bros. Fruit Farms, Inc., by Stanley Jarmolenko, R.S., dated September 28, 1992, and recorded in the Office of the Recorder of Deeds in and for Adams County, Pennsylvania in Plat Book 61, page 77.

SUBJECT to an easement and right-of-way as set forth in a certain Declaration of Easement dated June 17, 2005 and recorded in the Office of the Recorder of Deeds of Adams County, in Record Book 4052, page 159, providing access for Lots 2 and 3 from Gablers Road across the subject tract.

IT BEING Tract No. 3 of those six (6) tracts of land which Harry H. Fox, Jr. and Ann G. Fox, husband and wife, by their deed dated March 17, 2005, and recorded in the Recorder of Deeds Office in and for Adams County, Pennsylvania in Record Book 3904, page 103, granted and conveyed unto Lakepoint Associates, LLC, a Pennsylvania Limited Liability Company, GRANTOR HEREIN.

Parcel Identification No.: 29-F05-0139-000

Premises: 135 Gabler Road, Aspers, PA 17304, Township of Menallen, Adams County, Pennsylvania

TITLE TO SAID PREMISES IS VESTED IN James W. Titus, Jr. and Ethel Rebecca Titus, husband and wife, as tenants by the entireties, by Deed from Lakepoint Associates, LLC, dated 09/12/2005, recorded 12/12/2005, in Deed Book 4241, page 323.

SEIZED and taken into execution as the property of **James W. Titus a/k/a James W. Titus, Jr., & Ethel R. Titus a/k/a Becky Titus a/k/a Ethel T. Titus a/k/a Ethel Rebecca Titus** and to be sold by me.

James W. Muller-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 September 14, 2007, and distribution will be made in accordance with said schedule, unless

exceptions are filed thereto within 20 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.

7/20, 27 & 8/3

Adams County Legal Journal

Vol. 49

July 27, 2007

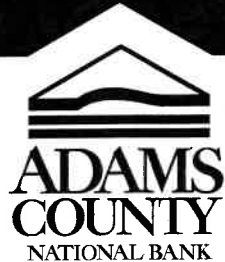
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COMMONWEALTH VS. HARRISON

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ADAMS COUNTY LEGAL JOURNAL (USPS 542-600)

Designated for the Publication of Court and other Legal Notices. Published weekly 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) 337-9812

Periodicals postage paid at Gettysburg, PA 17325.

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SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-430 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 24th day of August, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

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

BEGINNING at a P.K. nail set in the centerline of Gablers Road (S.R. 4003), said nail marking the common point of adjoiner of Lots #3, #4 and #9 on the hereinafter mentioned plan with the centerline of said roadway; thence extending in and through the centerline of Gablers Road, North 33 degrees 25 minutes 38 seconds West, for a distance of 159.92 feet to a point in the centerline of said roadway at Lot #5 on the hereinafter mentioned plan; thence departing from the centerline of Gablers Road and extending along Lot #5, North 58 degrees 21 minutes 41 seconds East, through a steel pin on the Northeasternmost dedicated right-of-way line of Gablers Road, a distance of 29.97 feet from the origin of this call, for a total distance of 525.84 feet to a steel pin at Lot #21; thence extending along Lot #21, South 15 degrees 43 minutes 52 seconds East, for a distance of 85.00 feet to a steel pin at Lot #3 on the hereinafter mentioned plan; thence extending along Lot #3, South 49 degrees 35 minutes 59 seconds West, through a steel pin set on the Northeasternmost dedicated right-of-way line of Gablers Road, a distance of 33.00 feet from the terminus of this call, for a total distance of 503.41 feet to a P.K. nail set in the centerline of Gablers Road, said nail marking the place of BEGINNING. CONTAINING 1.4030 acres, and being designated as Lot #4 on a final plan of subdivision of Cherry Hill Manor prepared for Harry H. Fox, Jr., President of Pitzer Bros. Fruit Farms, Inc., by Stanley Jarmolenko, R.S., dated September 28, 1992, and recorded in the Office of the Recorder of Deeds in and for Adams County, Pennsylvania in Plat Book 61, page 77.

SUBJECT to an easement and right-of-way as set forth in a certain Declaration of Easement dated June 17, 2005 and recorded in the Office of the Recorder of Deeds of Adams County, in Record Book 4052, page 159, providing access for Lots 2 and 3 from Gablers Road across the subject tract.

IT BEING Tract No. 3 of those six (6) tracts of land which Harry H. Fox, Jr. and Ann G. Fox, husband and wife, by their deed dated March 17, 2005, and recorded in the Recorder of Deeds Office in and for Adams County, Pennsylvania in Record Book 3904, page 103, granted and conveyed unto Lakepoint Associates, LLC, a Pennsylvania Limited Liability Company. GRANTOR HEREIN.

Parcel Identification No.: 29-F05-0139-000

Premises: 135 Gabler Road, Aspers, PA 17304, Township of Menallen, Adams County, Pennsylvania

TITLE TO SAID PREMISES IS VESTED IN James W. Titus, Jr. and Ethel Rebecca Titus, husband and wife, as tenants by the entireties, by Deed from Lakepoint Associates, LLC., dated 09/12/2005, recorded 12/12/2005, in Deed Book 4241, page 323.

SEIZED and taken into execution as the property of **James W. Titus a/k/a James W. Titus, Jr., & Ethel R. Titus a/k/a Becky Titus a/k/a Ethel T. Titus a/k/a Ethel Rebecca Titus** and to be sold by me.

James W. Muller-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 September 14, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

7/20, 27 & 8/3

NOTICE BY THE ADAMS COUNTY CLERK OF COURTS

NOTICE IS HEREBY GIVEN to all heirs, legatees and other persons concerned that the following accounts with statement of proposed distribution filed therewith have been filed in the Office of the Adams County Clerk of Courts and will be presented to the Court of Common Pleas of Adams County—Orphans' Court, Gettysburg, Pennsylvania, for confirmation of accounts and entering decrees of distribution on Monday, August 6, 2007, at 9:00 a.m.

MILLER—Orphans' Court Action Number OC-67-07. The First and Final Account of Jeffrey A. Herr and Maria L. Miller, Co-Executors of the Estate of Charles F. Miller, Jr., a/k/a Charles Francis Miller, Jr., and a/k/a Charles Miller, deceased, late of Hamilton Township, Adams County, Pennsylvania.

SWIFT—Orphans' Court Action Number OC-68-07. The First and Final Account of Michele A. Compher and Jeffrey W. Cline, Executors, under the Last Will and Testament of Margie R. Swift, a/k/a Marjorie R. Swift, deceased, late of Franklin Township, Adams County, Pennsylvania.

WOLF—Orphans' Court Action Number OC-73-07. The First and Final Account of Richard Lee Wolf, Executor of the Estate of Christine F. Wolf, deceased, late of Conewago Township, Adams County, Pennsylvania.

POLANSKY—Orphans' Court Action Number OC-3-07. The First and Partial Account of Irene D. Polansky, Executrix of the Estate of Anna Polansky, deceased, late of Adams County, Pennsylvania.

Kelly A. Lawver
Clerk of Courts

7/27 & 8/3

COMMONWEALTH VS. HARRISON

1. Before an issuing authority may issue a constitutionally valid search warrant, he or she must be furnished with information sufficient to persuade a reasonable person that probable cause exists to conduct a search. The standard for evaluating the search warrant is a 'totality of the circumstances' test as set forth in *Illinois v. Gates*, 462 U.S. 213 (1983), and adopted in *Commonwealth v. Gray*, 503 A.2d 921 (Pa. 1985).

2. Probable cause is based on a finding of probability, not a prima facie showing of criminal activity, and deference is to be accorded a magistrate's finding of probable cause.

3. The court may only consider evidence within the four corners of the supporting affidavit when determining whether a warrant is supported by probable cause.

4. An affidavit of probable cause does not have to reflect the personal observations of the affiant and may be based on hearsay information. Similarly, an affidavit containing double hearsay need not be categorically rejected and must be evaluated in conjunction with the other information in the affidavit to determine whether the information is reliable.

5. When an affidavit is based on hearsay, it must contain (1) some of the underlying circumstances from which the informant concluded that the contraband was where he claimed it was and (2) reasons why the affiant believed the informant was reliable.

6. In determining the credibility of an unidentified (anonymous) informant and the reliability of his information, a magistrate must consider the following four factors:

- (1) Whether the informant gave prior reliable information;
- (2) Whether the informant was corroborated by any other source;
- (3) Whether the informant's statements constituted a declaration against interest; and
- (4) Whether the defendant's reputation supported the informant's tip.

7. When an informant's tip provides information demonstrating a special familiarity with the defendant's affairs, corroboration of this information imparts additional reliability to the tip and supports a finding of probable cause.

8. The court must make a balanced assessment of the relative weights of all the various indicia of reliability and unreliability attending an informant's tip.

In the Court of Common Pleas of Adams County, Pennsylvania, Criminal, No. CR-1029-2005, COMMONWEALTH VS. DENNIS JAMES HARRISON.

Sarah Castillo, Esq., for Commonwealth

Patrick Quinn, Esq., for Defendant

Kuhn, P. J., August 7, 2006

OPINION ON DEFENDANT'S OMNIBUS PRETRIAL MOTION FOR RELIEF

Before the Court is a pretrial motion filed by Defendant on February 13, 2006, wherein he seeks suppression of all evidence

seized from his residence as a result of the search and seizure.¹ For reasons set forth below, the motion is granted.

BACKGROUND

On September 8, 2005, Trooper Gregg Dietz of the Pennsylvania State Police applied for and obtained a search warrant from Magisterial District Judge John Zepp for Defendant's residence located at 6300 Oxford Road, Huntington Township, Adams County, Pennsylvania. Attached to the application was Trooper Dietz's Affidavit of Probable Cause, which provides:

Your affiant is a Pennsylvania State Trooper assigned to the criminal investigation unit at PSP-Gettysburg. I have been employed as a trooper since January 2, 1994. In the course of my duties as a trooper, I have investigated numerous offenses listed under the Pa Crimes Code Title 18 along with other offenses listed under Title 75 and Act 64 of 1972. In addition to my investigative duties, I have attended numerous classes and seminars specifically related to my current assignment. I have been the affiant and lead investigator where I have executed search warrants and have successfully prosecuted numerous subjects for a wide variety of crimes against both person and property.

On September 6, 2005, this officer was contacted by Adams County Children and Youth Caseworker Kim WALKER in reference to a report referred to her by Carroll County Children and Youth. The complainant in this incident is the ex-girlfriend of HARRISON's [sic] and the mother of his two children. She is currently living in a shelter for abused women as a result of altercations with HARRISON in the past. They have a custody agreement where he has custody of the children 1, 2, 4th weekends of the month. The children have been with HARRISON the past two weekends.

In the course of there [sic] relationship, HARRISON has made numerous statements to the complainant about his sexual fantasies involving their daughter (2 yoa). He

¹After several continuances, the matter was submitted to the Court on May 26, 2006. Defendant's brief was filed on June 12, 2006 and the Commonwealth's on July 11, 2006.

has also told the complainant that there were two different incidents while the couple still lived together (7/03-8/05) where he has assaulted the child. He told the compl. that on one incident he masterbated [sic] and wiped the semen onto his daughter [sic] lips and she licked it. The second incident HARRISON described to her was he again masterbated [sic] and put the semen onto a spoon and fed it to the daughter.

Beginning with Sunday 08-28-05 when the children were returned to the complainant on Sunday 8-28-05, she recalls smelling an odor which she felt was not normal and smelled like seminal fluid. She proceeded to give the child a bath and as she was bathing him, the compl. reports he called her and said that she should make sure she washes her hair because he left a present there for her and that he ejaculated on her face before he gave the kids back.

Since that time, HARRISON has called the compl. numerous times on the phone talking about completing [sic] explicit sexual acts on his daughter and other fantasies he has had. On Monday 08-29-05, he called her and was asking her if it was possible to have intercourse with her and was describing how he had to get his penis wet to do it. He then asked her if it was possible to have oral sex with her and the compl [sic] repeatedly told him that was not going to happen.

On Wednesday, he called the compl. again and was describing what he wanted to do when he picked the children up on Friday 09-09-05. He stated he was going to video him and the compl [sic] having sex in the back of the truck and would start by having oral sex on his son.

On Sunday 09-04-05, the compl. spoke with Harrison on the phone while he had custody of the children. He related that he was on the computer looking at child porn and talking about purchasing a bumper sticker on line that says "I like my dad's cum" and sending [sic] it to the compl. He has also printed out pictures of what she described as very young undeveloped girls from his computer. She has stated that he is constantly on the computer and readily talks about viewing child pornography

on line. She stated that as of the end of August 2005, she still observed the computer at the residence.

Based on the above information and my experience as a Pennsylvania State Trooper, I request that a search warrant be issued based on the facts set forth in this Probable Cause [sic] Affidavit. It is my experience that subjects involved in the viewing of child pornography, often [sic] keep pictures, images, and tapes/videos of such that would be present on the subjects [sic] computer or present in his personal possessions. It is my belief based on the above mentioned interview that HARRISON does possess a computer at the above residence and is in possession or has stored or downloaded onto his hard drive, pictures, images, or photographs of child pornography that could be used, if found to be in his possession, evidence of the aforementioned crimes on page on [sic] of this search warrant.

On the same day, Trooper Dietz and Pennsylvania State Police Troopers Nicholas Bloschichak and Luigi Dirienzo served the search warrant on Defendant at his residence. As a result of the execution of the search warrant, the troopers seized two (2) computer towers, two (2) 8 mm cassette tapes, two (2) VHS tapes, and ten (10) Polaroid photographs of Defendant posing nude. A subsequent search of one of the computer towers by a Pennsylvania State Police employed computer crime analyst revealed seventy-seven images depicting minors engaging in prohibited sexual acts. Defendant was charged with 77 counts of Possession of Child Pornography, one count of Indecent Assault, and once count of Corruption of Minors.

DISCUSSION

Defendant contends that the Affidavit used to support the issuance of the warrant was deficient because it (a) lacked probable cause and (b) was based on stale information. He also argues that the scope of the search was overbroad. Because of the disposition entered on the probable cause issues, the other issues raised by Defendant need not be addressed.

The standard for determining whether probable cause exists for the issuance of a search warrant was recently enunciated in *Commonwealth v. Dean*:

Before an issuing authority may issue a constitutionally valid search warrant, he or she must be furnished with information sufficient to persuade a reasonable person that probable cause exists to conduct a search. The standard for evaluating the search warrant is a 'totality of the circumstances' test as set forth in *Illinois v. Gates*, 462 U.S. 213 (1983), and adopted in *Commonwealth v. Gray*, 503 A.2d 921 (Pa. 1985). A magistrate is to make a 'practical, commonsense decision whether, given all the circumstances set forth in the affidavit before him, including the 'veracity' and 'basis for knowledge' of persons supplying hearsay information, there is a fair probability that contraband or evidence of crime will be found in a particular place.' The information offered to establish probable cause must be viewed in a commonsense, non-technical manner. Probable cause is based on a finding of probability, not a prima facie showing of criminal activity, and deference is to be accorded a magistrate's finding of probable cause.

Commonwealth v. Dean, 693 A.2d 1360, 1365 (Pa. Super. 1997).

Moreover, the court may only consider evidence within the four corners of the supporting affidavit when determining whether a warrant is supported by probable cause. *Commonwealth v. Sharp*, 683 A.2d 1219, 1223 (Pa. Super. 1996).

I. The search warrant did not lack probable cause because Trooper Dietz sufficiently set forth his qualifications in the Affidavit of Probable Cause.

Defendant first contends that the warrant lacked probable cause because Trooper Dietz did not state with particularity his experience and training in sexual crimes investigations in the Affidavit of Probable Cause.² The Commonwealth argues that although Trooper Dietz could have delved further into the specific seminars and courses he had taken since he became a member of the criminal investigative unit, the facts

²Specifically, Defendant maintains that Trooper Dietz set forth his credentials in a very general manner and made no mention in any way of any particular investigations, prosecutions, or training that he has received with regard to sexual crimes or perpetrators of those crimes and how those perpetrators act. Consequently, Defendant argues that Trooper Dietz provided nothing for which a magistrate could conclude that he has experience in investigating the alleged offenses in this case.

disclosed by Trooper Dietz in the Affidavit of Probable Cause, when read together, established sufficient probable cause for a warrant.

Here, the Affidavit of Probable Cause states that Trooper Dietz was employed as a Pennsylvania State Police Trooper for over eleven years when he began investigating these allegations. It also reveals that Trooper Dietz was assigned to the criminal investigation unit³ and in the course of his duties investigated numerous offenses listed under Titles 18 and 75 of the Crimes Code and Act 64 of 1972. Moreover, the Affidavit states that Trooper Dietz has been the affiant and lead investigator where he has executed search warrants and successfully prosecuted numerous subjects for crimes against both person and property. Finally, the Affidavit asserts that based on Trooper Dietz's experience and the information obtained from the complainant, he believed that images of child pornography would be found on Defendant's computer.

The level of training is not as significant in this case as it may be in others. The Affidavit specifically stated that on September 4, 2005 Defendant related to his ex-girlfriend that he was on the computer looking at child pornography. It also stated that Defendant has printed pictures of young, undeveloped girls from his computer, that he is constantly on his computer, that he readily talks about viewing child pornography online, and that the computer was in his home as of the end of August, 2005. Trooper Dietz requested the warrant to seize the computer, related equipment and computer generated depictions.

No special training is required to connect the alleged activity of possession of child pornography with Defendant's computer. Nevertheless, when reading the Affidavit's language as a whole, Trooper Dietz's assignment to the criminal investigation unit, his attendance at numerous classes and seminars related to that unit, and his investigation of numerous Title 18 offenses⁴ indicate that he has criminal investigation training generally and may have some experience in investigating possession of child pornography cases specifically. Therefore, in this case the lack of specific recitation of special training in the area of child pornography does not make the Affidavit deficient.

Continued to next issue (8/3/2007)

³The Affidavit also states that Trooper Dietz attended numerous classes and seminars specifically related to this unit.

⁴Possession of child pornography may be one of the Title 18 offenses which Trooper Dietz has investigated.

**LEGAL NOTICE
ADAMS COUNTY TAX CLAIM BUREAU**

Pursuant to Court Orders 07-S-351 & 07-S-353, the following real property will be offered for sale Friday, September 28, 2007 at 1:00 p.m. E.D.S.T., at the Adams County Courthouse, 111-117 Baltimore St., 4th floor, Gettysburg, Pennsylvania. The purpose of this sale is to dispose at public sale the following parcels of real estate:

| OWNERS OR REPUTED OWNERS | TOWNSHIP/ BOROUGH | MAP NO., PARCEL NO., LOT NO. OR PROPERTY DESCRIPTION |
|---------------------------------|--------------------------|---|
| Ryan Hockley | Butler Township | F18-38-84 1992 Imperial Mobile Home Assessment 13230 |
| Marcelino Hernandez | Franklin Township | C11-31-8 1975 Star Mobile Home Assessment 1000 |

TERMS OF SALE: CASH IN THE FORM OF CURRENCY OF THE UNITED STATES IF THE PURCHASE PRICE IS \$50.00 OR LESS. For properties selling for more than \$50.00, \$50.00 in the form of currency of the United States and a check or other satisfactory payment of the balance. All properties shall be paid for at the time the property is struck down. The purchaser(s) shall be required to pay, in addition to the bid price, the fees for preparing and recording a deed, and any applicable transfer taxes due (1% of (the assessed value x 4.53) x 2).

A purchase verification form must be notarized and submitted. Pursuant to Section 618 of the Real Estate Tax Sale Law, 72 P.S. § 5860.618, this form verifies that you are not the owner, a partner or shareholder of the owner, or in any of the following relationships with the owner: trust, partnership, limited partnership, corporation or any other business association.

**ADAMS COUNTY TAX CLAIM BUREAU
NOTICE OF PUBLIC TAX SALE**

TO OWNERS OF PROPERTIES DESCRIBED IN THIS NOTICE AND TO ALL PERSONS HAVING LIENS, JUDGMENTS OR MUNICIPAL OR OTHER CLAIMS AGAINST SUCH PROPERTIES.

Notice is hereby given by the Tax Claim Bureau in and for the County of Adams under the Act of 1947, P.L. 1368, as amended, that the Bureau will expose at public sale in the Adams County Courthouse, fourth floor, Jury Assembly Room, 111-117 Baltimore Street, in the Borough of Gettysburg, Pennsylvania at 9:00 a.m. E.D.S.T. on September 28, 2007 or any date to which the sale may be adjourned, re-adjourned or continued, for the purpose of collecting unpaid 2005 and any prior real estate taxes, prior liens, municipal, and all costs thereto, the following described set forth.

The sale of the property may, at the option of the Bureau, be stayed if the owner thereof or any lien creditor of the owner, on or before the date of the sale enters into an agreement with the Bureau to pay the taxes, claims, and all costs in installments in the manner provided by said Act, and the agreement be entered into.

There will be no Redemption Period after the date of the sale, but these taxes and costs can be paid up to the date of the sale, September 28, 2007.

It is strongly urged that the prospective purchasers have an examination made of the title of any property in which they may be interested. Every reasonable effort has been made to keep the proceedings free from error. However, in every case the Tax Claim Bureau is selling the taxable interest and the property is offered for sale by the Tax Claim Bureau without guarantee or warranty whatsoever.

The property so struck down will be settled for before the next property is offered for sale. Deeds for the premises will be prepared by the Tax Claim Bureau and recorded. Buyer(s) will be required to pay, in addition to their bid, at the time the property is struck down to them, the basic sum for preparing and recording the deed, and the costs of such realty transfer stamps as required (1% of the (assessed value x 4.53 %) X 2). The Tax Claim Bureau will mail the deeds to the address given by the purchaser.

A property will not be sold if the delinquent taxes and all costs are paid prior to the sale and it is suggested that this be done as soon as possible before the sale, as the earlier this is done, the more saving there will be in the amount of costs etc.

It is repeated that there is no redemption after the property is sold and all sales will be final. No adjustments will be made after the property is struck down.

TERMS OF SALE: In the case of all properties selling for one hundred dollars (\$100.00) or less, cash in the form of currency of the United States must be paid in full at the time the property is struck down. In the case of properties for which more than one hundred dollars (\$100.00) has been bid, the sum of one hundred dollars (\$100.00) cash in the form of currency of the United States must be paid in full when the property is struck down. If the balance of the purchase price is not paid for any reason (for example, if a check is not paid), the one hundred dollars (\$100.00) cash paid shall be forfeited as liquidated damages.

NOTICE TO PROSPECTIVE TAX SALE BIDDERS

IN ACCORDANCE WITH ACT NO. 133 P.L. 1368, NO. 542, PROSPECTIVE PURCHASERS AT ALL TAX SALES ARE NOW REQUIRED TO CERTIFY TO THE TAX CLAIM BUREAU AS FOLLOWS:

1. A SUCCESSFUL BIDDER SHALL BE REQUIRED TO PROVIDE CERTIFICATION TO THE BUREAU THAT, WITHIN THE MUNICIPAL JURISDICTION, SUCH PERSON IS NOT DELINQUENT IN PAYING REAL ESTATE TAXES OWED TO TAXING BODIES WITHIN ADAMS COUNTY, AND
2. A SUCCESSFUL BIDDER SHALL BE REQUIRED TO PROVIDE CERTIFICATION TO THE BUREAU THAT, WITHIN THE MUNICIPAL JURISDICTION, SUCH PERSON IS NOT DELINQUENT IN PAYING MUNICIPAL UTILITY BILLS OWED TO MUNICIPALITIES WITHIN ADAMS COUNTY.

David K. James, III
Solicitor, Tax Claim Bureau
Danielle Asper
Director, Tax Claim Bureau

| OWNER OR REPUTED OWNER | PROPERTY DESCRIPTION | APPROXIMATE UPSET PRICE |
|---|---|-------------------------|
| | ABBOTTSTOWN | |
| Clingan, Leestha | L10, 40, 112, 1991 Skyline | \$3,686.91 |
| Deel, Denise | L10, 40, 127, 1991 Skyline | \$1,465.88 |
| Wagaman, Bryan & Michelle | 5, 17A | \$1,350.47 |
| Wagaman, Bryan & Michelle | 5, 17A, A | \$1,245.10 |
| Fritz, James J. | 4, 20 | \$525.67 |
| Banda, Esteban | 5, 11 | \$2,969.55 |
| | ARENDSVILLE | |
| Hays, Lawrence Walter III & Bessie D. | 4, 8 | \$3,221.42 |
| | BENDERSVILLE | |
| Black, Dorothy A. | 10, 35 | \$2,835.87 |
| | BERWICK | |
| Bragg, Diana | L10, 40, 285, 1982 Zimmer | \$1,019.86 |
| Day, Brian & Celia | L10, 28, 2 | \$629.01 |
| Luckenbaugh, Albert Lee Sr. & Vivian | L12, 94 | \$6,171.96 |
| Sanders, Byron A. | L10, 40, 301, 1997 Skyline | \$1,839.36 |
| Wolf, Jack & Tamera | L10, 40, 319, 1979 Hallmark | \$246.61 |
| Kennedy, David A. & Brenda E. | K11, 48E | \$5,715.65 |
| Cook, Stephanie J. | L10, 40, 314, Jefri-Skyline | \$1,178.37 |
| Wolf, Danial | L10, 40, 245, Hallmark | \$251.14 |
| Iolati, Lisanne T. | L11, 119 | \$4,995.60 |
| Stonesifer, Christopher D. | L10, 40, 279, 1996 Liberty | \$2,357.18 |
| Harsha, Betty J. | K12, 92B | \$7,384.79 |
| Feeser, Robert | L10, 40, 320, 1995 Imperial Mobile Home | \$2,000.00 |
| | BIGLERVILLE | |
| Wintrode, Dwight R. & Pearl A. | 1, 13 | \$19,971.11 |
| Hartman, James M. | 3, 70 | \$4,731.68 |
| Coldsmith, B. Zachary & Zirpoli, Maresa | 3, 101 | \$20,427.26 |
| | BONNEAUVILLE | |
| King, Steven & Eckenrode, Michelle | 5, 56 | \$3,103.01 |
| Eckard, Kathy L. | 8, 76 | \$8,753.58 |
| Riemer, Charles M. & Candee | 8, 58 | \$6,155.03 |
| Bonneauville Borough | 2, 6 | \$1,677.16 |
| Swartzbaugh, Kevin | 2, 14 | \$3,389.82 |
| | BUTLER | |
| Acevedo, Gloria | F10, 38, 8, 1985 Skyline | \$2,188.55 |
| Stull, Bradley | F10, 38, 78, 1982 Liberty | \$1,888.60 |
| Stull, Christine | F10, 38, 78, 1982 Liberty | \$1,888.60 |
| Heldibridle, Sheila | F10, 38, 29, 1977 Mark IV | \$213.09 |
| Stapleton, Shaun | F10, 38, 48, 1989 Windgate | \$1,593.74 |

| OWNER OR REPUTED OWNER | PROPERTY DESCRIPTION | APPROXIMATE UPSET PRICE |
|--|---|-------------------------|
| Rinehart, Catherine | F09, 13 | \$2,140.85 |
| Kump, Cindy | F10, 38, 79, 1993 Redman | \$2,320.99 |
| Reese, Annette & Larry | F10, 38, 16, 1994 Redman | \$2,416.38 |
| Glacken, Don & Sites, Leonard | F10, 38, 68 | \$806.48 |
| Heldibridge, Connie & Steve | F10, 38, 5A, 1995 Commodore | \$3,052.88 |
| Rex, Kathleen | F07, 30, 1, 1968 Rebrandt Mobile Home | \$182.92 |
| Burke, Carol Ann & Ruth E. | G08, 5 | \$4,849.72 |
| Livingston, Tammy Sue | F10, 38, B, 1991 Colony | \$1,352.23 |
| Southerly, Michael A. | F07, 35, 1, 1974 Hillcrest Mobile Home | \$180.91 |
| Clark, Luella | F10, 38, 61, Imperial | \$3,636.17 |
| Riley, Devan & Jodi L. | F10, 62 | \$8,103.51 |
| Dunkle, Charles & Mary | G8, 38 | \$1,265.34 |
| CONEWAGO | | |
| Radco Partnership | 10, 60 | \$4,892.69 |
| Link, J. Allen & Christy J. | 9, 39 | \$3,330.68 |
| Dubs, Mark E. & Dianna L. | L13, 31 | \$2,840.97 |
| Smith, Stephen L. | 8, 256 | \$6,817.50 |
| Saner, Robin L. & Admas C. | L15, 47 | \$4,359.62 |
| Benford, Sharon L. & Donald E. | 10, 54A | \$4,864.16 |
| Andzane, Rita & Youtz, Eric J. | 10, 18A | \$139.64 |
| Ricketts, Mary E. & Charles L. | K13, 27 | \$135.66 |
| CUMBERLAND | | |
| Myers, David Z. | F11, 28A, 1, 1987 Atlantic | \$1,714.28 |
| Hankey, Randal Lee | F12, 68 | \$161.37 |
| Gettysburg Foundry Specialties | E16, 72 | \$13,873.41 |
| Littrell, Leo | F15, 65, 34, 1995 Fleetwood Mobile Home | \$2,037.36 |
| Barnett, Barbara Carol | F15, 65, 9, 1993 Fleetwood Mobile Home | \$3,972.16 |
| Patterson, Keith | F15, 65, 19, Ritzcraft MH | \$627.71 |
| Heiges, David K. & Wendy | F11, 106S | \$11,077.37 |
| Schaefer, Michael & Rebecca | F15, 65, 58 | \$1,936.67 |
| Twin Lakes West Partners | E13, 182A | \$3,037.37 |
| Suzan Seibel-Willard & Carpenters Village Condominium | E13, 74C | \$817.50 |
| O'Malley, Charles Leo | G15, 1C | \$340.92 |
| Wojtkowiak, Jesse D. | E17, 51 | \$1,806.94 |
| EAST BERLIN | | |
| Hull, Donald A. | 4, 129 | \$2,964.87 |
| Monteleone, Joe | 4, 115 | \$674.83 |
| Kennedy, John & Melissa | 2, 10, 1 | \$2,007.52 |
| FRANKLIN | | |
| Beamer, William H. & Lynda M. | D8, 10, 0 | \$1,706.99 |
| Hoff, Karen & Coene, Charles | 2, 99 | \$688.38 |
| Gough, Lori & Nat L. | 2, 1 | \$234.46 |
| Six, David S. & Ida Beth | B9, 95, 0 | \$7,181.88 |
| Schindel, Jake & Phillip B. | C12, 7D | \$1,592.87 |
| Strausbaugh, Charles W. & Alverta | B9, 38G, 0 | \$1,043.47 |
| Pennington, Jack R. & Ellen L. | C11, 2 | \$3,069.87 |
| Schindel, Phillip & Jake | B11, 34, 0 | \$503.78 |
| Schindel, Phillip B. & Jake | B12, 1A, 0 | \$630.15 |
| Klipp, Stephen A. | B07, 1, 69 | \$415.81 |
| Mowdy, James I. | A10, 26 | \$2,427.92 |
| Gardiner, Christine C. & John A. | B09, 12B | \$2,752.57 |

| OWNER OR REPUTED OWNER | PROPERTY DESCRIPTION | APPROXIMATE UPSET PRICE |
|--|------------------------------|-------------------------|
| Quigley, Sharon A. & Dennis L. | A9, 79, 0 | \$6,541.39 |
| Wagner, Wayde S. ET AL | B9, 199, 0 | \$3,776.66 |
| Rutkowski, Richard & Wright, Mary M. | 2, 3 | \$830.17 |
| Melton, Lois Jean & Jimmy | B11, 24A, 0 | \$4,077.89 |
| Riddle, George | C11, 31, 9 | \$645.94 |
| GERMANY | | |
| Koontz, Gary P. | I17, 11A | \$4,290.03 |
| Beck, Elaine & Ronald J. | H18, 17, 0 | \$6,192.03 |
| Stanley, Ruth B. & Arthur | J18, 4C | \$2,031.72 |
| Baker, George L. | I18, 64 | \$1,873.95 |
| GETTYSBURG | | |
| Ivey, Eric A. | 10, 325, 0 | \$637.62 |
| Jones, Cindy R. & William H. | 10, 346, 0 | \$1,986.69 |
| Wallick, Glenn R. | 7, 90, 0 | \$223.89 |
| Heiges, Wendy & David K. | 10, 46, 0 | \$4,413.89 |
| HAMILTON | | |
| Bullock, Connie & Frank R. | L9, 15D, 2, 1987 Mobile Home | \$1,300.84 |
| White Oak Leasing & Equipment Co. Inc. | K10, 48, 0 | \$1,448.02 |
| White Oak Leasing & Equipment Co. Inc. | J10, 43L, 0 | \$2,352.78 |
| Shorb, Susan & Brewbaker, Charles | K10, 58, 0 | \$3,761.81 |
| Fischer, Kimberly & F. Patrick | K8, 151, 0 | \$10,036.46 |
| Freet, Melissa & Michael G. | K09, 8B | \$2,721.93 |
| HAMILTONBAN | | |
| Brown, Henrietta M. & Thomas A. | C14, 30, 0 | \$3,526.62 |
| Nicholas, Mary & George W. | B16, 61A, 0 | \$350.29 |
| Halkias, James Peter | BB, 1A | \$182.39 |
| Johnson, Barbara & John H. | C15, 38 | \$1,449.01 |
| Knepper, Leslie E. & Charles H. | A12, 9B, 0 | \$767.97 |
| Neubauer, Alice & Frederick C. | BB, 138, 0 | \$463.72 |
| Evans, Mary | BB, 138 | \$463.72 |
| Shelton, Leroy & Julia | B16, 69, 0 | \$157.32 |
| Deardorff, Jane K. & Greegor, Betty | C12, 58, 0 | \$1,156.77 |
| HIGHLAND | | |
| Wolfe, Keller C. | D12, 1C, 0 | \$5,109.63 |
| Ortman, Kenneth John | D14, 49, 0 | \$2,657.06 |
| HUNTINGTON | | |
| Bailor, Dale R | H03, 25 | \$1,979.97 |
| Strudwick, Ann M. & Stephen A. | J5, 35A, 0 | \$2,582.82 |
| Pittman, Wade | H04, 12, 17, Mobile Home | \$409.91 |
| Chronister, Kenneth E. | I5, 13B, 0 | \$2,345.85 |
| Chronister, Kenneth E. | I5, 24A, 0 | \$5,435.11 |
| Tremmel, Lisa & Inman, Chester Jr. | H4, 12, 5, 1984 Mobile Home | \$732.16 |
| Bahn, Terry A. | H04, 12, 9 | \$227.89 |
| Kuhn, Kelly L. & Larry S. | G03, 36, 0 | \$807.40 |
| Chronister, Kenneth E. | I05, 13B | \$163.34 |
| Carpenter, Melissa D. & Keith W. | I04, 185 | \$3,576.66 |
| Stevens, Richard | I07, 12A | \$1,398.67 |
| LATIMORE | | |
| Brown, Ronald & Linda | I03, 24D | \$567.18 |
| Brown, Ronald & Linda | 9, 20 | \$4,347.81 |
| Pugliese, Donald H. | I04, 87, 0 | \$2,095.95 |
| Hout, John J. & Tina M. | I02, 74 | \$1,239.24 |

| OWNER OR REPUTED OWNER | PROPERTY DESCRIPTION | APPROXIMATE UPSET PRICE |
|--------------------------------------|--------------------------------------|-------------------------|
| LIBERTY | | |
| Burgess, Leslie D. & Phillip G. | OO, 123, 0 | \$1,155.16 |
| Burgess, Leslie D. & Phillip G. | OO, 114, 0 | \$181.41 |
| Burgess, Leslie D. & Phillip G. | OO, 51, 0 | \$353.28 |
| Burgess, Phillip G. | OO, 53, 0 | \$193.12 |
| Burgess, Phillip G. | OO, 62, 0 | \$195.49 |
| Cole, Mary Ellen | QQ, 56, 0 | \$466.75 |
| Gladhill, Deborah & Richard L. | A18, 44, 0 | \$5,126.05 |
| Hurley, Susan S. | D17, 27, 1 | \$329.75 |
| Burgess, Leslie D. & Phillip G. | OO, 122, 0 | \$386.38 |
| Sheldon, Cheryl Ann & William Robert | OO, 64, 0 | \$381.05 |
| Sheldon, Cheryl Ann & William Robert | OO, 61, 0 | \$434.11 |
| Adams, Robert L. | AA, 188, 0 | \$307.87 |
| Zimmerman, Deborah & Thomas W. | AB, 48, 0 | \$9,581.22 |
| Singh, Prem & Nimal | OO, 22, 0 | \$367.89 |
| Burgess, Leslie & Phillip | OO, 124, 0 | \$5,875.26 |
| Burgess, Leslie D. & Phillip | OO, 119, 0 | \$361.19 |
| Nees, Stephen & Gretchen | C18, 58 | \$11,193.43 |
| Johnson, Susanna K. & Lee | QQ, 50, 0 | \$161.24 |
| Blue Ridge Summit LLC | A18, 7, 0 | \$94,403.16 |
| Nees, Stephen | C18, 58, 0 | \$551.56 |
| LITTLESTOWN | | |
| Hartman, James M. Jr. | 8, 85, 0 | \$10,159.84 |
| Foltz, April & Richard L. | 8, 328, 0 | \$3,911.95 |
| Rote, Jody L. & Edward R. | 8, 282, 0 | \$2,644.58 |
| Morgan, Suzanne E. | 11, 70, 0 | \$4,853.06 |
| Stedding, Joseph Christopher | 14, 43, 0 | \$11,720.99 |
| Davis, Donna L. & Glen J. | 8, 281, 0 | \$3,057.68 |
| Koontz, Linda L. | 8, 307, 0 | \$2,919.82 |
| Satnam Petroleum Inc. | 8, 170, 0 | \$7,169.76 |
| MRJ Properties | 8, 341, 0 | \$2,667.58 |
| Borough Of Littlestown | 4, 1A, 0 | \$1,240.19 |
| MCSHERRYSTOWN | | |
| Lawrence, David J. | 2, 26, 0 | \$2,209.14 |
| RADCO Partnership | 2, 221, 0 | \$4,619.47 |
| Appler, Michael E. | 2, 82, 0 | \$4,473.66 |
| Appler, Michael E. | 2, 81, 0 | \$3,066.38 |
| Sauers, Deborah & Christopher | 2, 231, 0 | \$3,088.19 |
| MENALLEN | | |
| Casada, James F. | F5, 4, 0 | \$876.28 |
| Strine, Kenneth L. | F5, 78, 1, Liberty Mobile Home | \$587.95 |
| Mickley, Jamie & James E. | E6, 27A, 0 | \$5,397.67 |
| Hays, L. Walter III | E4, 45, 0 | \$1,619.81 |
| Crum, Harry & Martin | E7, 15, 0 | \$1,506.34 |
| Eyler-Redding, Betty Ann | E7, 15, 0 | \$1,506.34 |
| Bridenbeck, Theresa & James D. | B5, 49, 0 | \$668.31 |
| Smith, Melody & Laughman, Lee | F6, 12A, 1, 1981 Oakwood Mobile Home | \$2,117.86 |
| Weidner, Ronnie E. | G5, 3B, 0 | \$3,925.09 |
| Shull, Mark & Elliot, Kathryn | F5, 117, 1 | \$4,753.95 |
| Mowen, Ralph C. | D5, 60B, 2 | \$199.55 |
| Smith, Melody | F6, 12A, 0 | \$2,708.32 |
| Farmworker Housing Corp. of PA | F5, 104, 0 | \$2,368.70 |

| OWNER OR REPUTED OWNER | PROPERTY DESCRIPTION | APPROXIMATE UPSET PRICE |
|--|--|-------------------------|
| Roth, Jeffrey B. | E5, 92, 0 | \$2,452.87 |
| Weaver, Cathy & Dean R. | F5, 60, 0 | \$216.82 |
| Malette, Randy E. | E5, 81B, 0 | \$5,523.00 |
| | MT. JOY | |
| Dehoff, Cornelia & Kenneth A. | G18, 33, 0 | \$3,955.55 |
| Haines, David E. | G18, 34, 0 | \$3,947.77 |
| Alexander, Sally | H16, 52, 0 | \$4,779.33 |
| Terry, Virginia L | H16, 66A, 0 | \$787.98 |
| | MT. PLEASANT | |
| Day, Gerald | J11, 52, 53, Commodore | \$1,078.95 |
| Benson, Emma M. & John C. | I15, 78, 0 | \$1,988.75 |
| Stoner, Cleason L. & Deatrick, Gates D. | I11, 42, 1, 1968 New Moon Mobile Home | \$786.64 |
| Jacobs, Richard & Cynthia K. Bobb | J12, 61, 143, Liberty Mobile Home | \$757.75 |
| Mullin, Richard P. | J11, 6A, 0 | \$3,398.18 |
| Maggard, Jess & James, John | J12, 61, 106, 1981 Windsor Mobile Home | \$569.56 |
| Smith, Jane & Roger | J12, 61, 60, 1985 Liberty Mobile Home | \$849.22 |
| Miller, Pamela Louise | J12, 61, 65, Fleetwood Stonecreek | \$3,276.45 |
| Yingling, Mary & Wendell | J12, 61, 124, Liberty Mobile Home | \$216.74 |
| Beach, Carl L. | J12, 61, 141, 1981 Derosé Mobile Home | \$985.79 |
| Sharpe, James D. | I11, 36A, 0 | \$2,936.62 |
| Coffelt, Jacqueline & Keith S. | H13, 29, 4, 1978 Skyline Mobile Home | \$414.92 |
| Eckenrode, Amy S. | H14, 32, 9, 1995 Wexford Mobile Home | \$1,101.06 |
| Vasquez, Beatriz & Miguel | J11, 52, 30, Commodore | \$2,444.15 |
| Shaffer, Scott A. | J12, 61, 41, 1977 Liberty Mobile Home | \$383.62 |
| Smith, Robert A. | I13, 29, 0 | \$12,907.89 |
| Ramsey, Linda M. a/k/a Linda Degroft | H14, 32, 31, Redman Empire | \$2,292.22 |
| Wagaman, Agnes & Jeffrey | J12, 61, 66, Liberty Mobile Home | \$1,268.80 |
| Wallen, Deborah M. & Eric W. & Leatherman, Betty & Timothy | J11, 84, 0 | \$4,724.89 |
| Garrigan, Josh | J12, 61, 159, 1971 Skyline Mobile Home | \$477.38 |
| Wolfe, Phillip L. Jr. | J12, 61, 95, Fleetwood Mobile Home | \$1,668.35 |
| Jessica A. Klinedinst | J12, 61, 95, Fleetwood Mobile Home | \$1,668.35 |
| Tommey, Barbara L. & Brown, Irene E. | I14, 26, 0 | \$4,051.03 |
| Smith, Anthony & Zirk, Tina | J12, 61, 160, Fleetwood | \$2,033.68 |
| Shorb, Randall A. | J12, 61, 142, Southern Energy | \$2,547.46 |
| | NEW OXFORD | |
| Wildason, Carol & Charles D. & Wintrade, Dwight | 5, 212, 0 | \$3,441.80 |
| Bittinger, Elaine L. | 2, 30, 0 | \$5,342.69 |
| | OXFORD | |
| Krichen, Doris M. & Michael S. | K12, 81C, 0 | \$4,709.93 |
| Houck, James | K11, 26C, 2, Ritzcraft Mobile Home | \$5,086.88 |
| Orndorff, Shawn | K11, 105F, 23, Skyline Mobile Home | \$2,639.91 |
| Schmidt, Walter, David W., David A. & David E. | K12, 125, 0 | \$1,646.53 |
| | READING | |
| Copenhaver, Ronald E. | L8, 19, 0 | \$1,218.48 |
| Slonaker, Robert A. | 2, 19, 0 | \$4,370.85 |
| Slonaker, Stacey N. | 2, 19, 0 | \$4,370.85 |
| Eichelberger, Susan & David M. | 10, 100, 0 | \$543.57 |
| Wallen, Deborah & Eric W. | 2, 132, 0 | \$303.14 |
| Brewer, Paul | J8, 45, 36, Hillcrest Mobile Home | \$249.52 |
| Jarrett, Diane & Edward | J8, 45, 117, 1976 Metamora | \$388.90 |
| Miller, Belinda L. & Charles M. | 1, 38, 0 | \$2,381.22 |

| OWNER OR REPUTED OWNER | PROPERTY DESCRIPTION | APPROXIMATE UPSET PRICE |
|---|--|-------------------------|
| Reese, Steven & Samuel & Stephanie Lawrence | J8, 45, 108, 1992 Skyline Mobile Home | \$2,171.99 |
| Weimer, Jennifer & Ben | L8, 5, 0 | \$3,402.41 |
| Perkoski, Barbara & Michael | L7, 5, 30, Liberty Mobile Home | \$857.77 |
| Bortner, Pamela & Burriss, Betty | L7, 5, 18, Castle Mobile Home | \$2,719.89 |
| Eichelberger, Susan & David M. | 10, 101, 0 | \$3,416.67 |
| Hossler, Amanda | L7, 5, 8, Skyline | \$812.70 |
| Kline, Theresa L. | L7, 5, 47, Ridgewood Mobile Home | \$1,163.55 |
| Strock, Allison | J8, 45, 10, 45 Browns Dam Rd. Lot 10 | \$777.26 |
| Wallen, Deborah M. & Eric W. | 2, 131, 0 | \$2,314.03 |
| Devor, James | I7, 5, 35, Heritage Pointe by Fleetwood | \$2,604.03 |
| Sponseller, Dorothy & Michael | L7, 5, 3, 1984 Hollypark Mobile Home | \$1,094.32 |
| Meacher, Betsy | L7, 5, 60, Park Manor Mobile Home | \$1,296.08 |
| Ormdorf, Patricia & Bruce | J8, 45, 19, 1977 Southern Energy Mobile Home | \$3,459.95 |
| Koch, Richard & Jean & McClelland, Katrina J. | J8, 21, 0 | \$5,124.84 |
| Smith, Alice C. & Donald B. | J8, 42, 0 | \$994.76 |
| Bortner, Pamela & Burriss, Betty | L7, 5, 18, Castle Mobile Home | \$2,168.30 |
| Bortner, Pamela | L7, 5, 18, Castle Mobile Home | \$2,168.30 |
| Costella, Neil C. Jr. | J8, 45, 131, Viczaya Zimmer | \$426.26 |
| Hull, Michelle & Fred | L7, 1H, 0 | \$1,959.63 |
| Cook, Robert J. | J8, 45, 126, Skyline Royal Manor | \$1,355.97 |
| Wallen, Deborah M. & Eric W. | 2, 77, 1 | \$2,389.70 |
| Crummitt, Mary & Garner, Roberta L. | J8, 45, 121, Skyline | \$1,505.43 |
| | STRABAN | |
| Dubbs, Donald L. Sr. | H12, 95B, 0 | \$1,260.45 |
| Klinefelter, Dawn & James | H10, 17, 102, Skyline | \$826.38 |
| Nowak, Mary & Johann | H10, 17, 153, Skyline | \$1,315.95 |
| Sager, Jane E. | I10, 31A, 0, Redman | \$5,594.44 |
| Group, Nancy | H10, 17, 130, Skyline | \$1,023.85 |
| Herb, Carie & Herb | H10, 17, 152, Skyline | \$2,710.22 |
| Zartman, Peggy A. | H11, 14, 1 | \$274.82 |
| Comaroni, Phillip P. | I11, 23, 0 | \$1,812.51 |
| Cruz, Sharon | G12, 124, 44, Dupont | \$612.35 |
| Miller, Charlotte A. & Willis Sr. | H10, 17, 113, Imperial Mobile Home | \$1,003.85 |
| Harris, Ronda L. & Richard A. | 21, 79, 0 | \$1,289.40 |
| Moreno, Esperonzo & Armando | H10, 17, 125, Fleetwood | \$2,944.31 |
| Weaver, Bemice ETAL | H10, 17, 159, Fortune Skyline | \$3,795.81 |
| Reese, Glenda & George | G10, 16B, B, 2581 Old Harrisburg Rd., Lot B | \$525.29 |
| Jones, Michael R. | H10, 17, 178, Claremont Fleetwood | \$1,610.58 |
| Smith, Sandra K. | J9, 16, 0 | \$9,359.55 |
| Ash, Michelle S. & Ronald K. | G10, 16B, 29, Clayton White Pine | \$2,087.28 |
| Bittinger, John M. | I11, 21, 0 | \$5,284.53 |
| Lua, Theresa & Manuel | H10, 17, 161, Redman Oakcrest | \$1,731.24 |
| Talavera, Silvia & Lupian, Hilario | H10, 17, 162, Redman Southwood | \$2,395.92 |
| Baker, Ralph S. & Cluck, Tobias | G9, 44, 0, 70 Leedy Rd. | \$3,575.80 |
| Salazar, Maria & Castillo, Raul | H10, 17, 163, Ritz-Craft Sterling | \$3,753.45 |
| Downey, Mairead | H10, 17, 119, Skyline | \$984.67 |
| | TYRONE | |
| Bly, Mary & Barry W. | I8, 12, 0 | \$2,344.89 |
| Bly, Mary & Barry W. | I8, 12A, 0 | \$1,223.60 |
| Lener, William S. | G5, 23D, 0 | \$3,903.64 |
| Murray, Michael Scott | H5, 21, 0 | \$1,771.72 |
| Murray, Michael S. | H5, 20, 0 | \$4,243.71 |

| OWNER OR REPUTED OWNER | PROPERTY DESCRIPTION | APPROXIMATE UPSET PRICE |
|---|------------------------------------|-------------------------|
| Degroft, Donald F. | H5, 15D, 0 | \$2,228.06 |
| Woodson, Wanda & William | H7, 75, 93, Imperial | \$3,319.87 |
| Greegor, Betty & Frank | H7, 75, 60 | \$5,099.76 |
| Lowe, Heather M. & Kevin E. | H7, 75, 109, So Energy | \$3,517.81 |
| Kuykendall, Michele & Allen | H7, 75, 170, Commodore | \$3,377.63 |
| Smith, Darrell | H7, 75, 148, Suncrest by Fleetwood | \$2,251.09 |
| Barra, Connie J. & John J. | I9, 10A, 0 | \$9,939.25 |
| Mummert, Tamara | H7, 75, 137, Nova by Commodore | \$2,053.79 |
| Laughman, Melissa & Brian | H5, 31A, 0 | \$704.21 |
| Jacobs, Joseph | I7, 30C, 1, Westridge by Skyline | \$784.66 |
| UNION | | |
| Stern, Eric J. | K17, 81, 0 | \$1,655.32 |
| Stern, Eric J. | K18, 6G, 0 | \$3,398.53 |
| White, Flora Victoria & Jack W. | L18, 16, 0 | \$689.58 |
| Flowers, Connie J. & James E. | K17, 106, 0 | \$7,600.13 |
| Stringer, Mary Frances | 3, 55, 0 | \$5,219.17 |
| YORK SPRINGS | | |
| Bothe, Tinamarie & Frederick A. III | 5, 51, 0 | \$3,209.27 |
| Harris, Phillip B. | 2, 5, 0 | \$3,105.14 |
| Harris, Phillip B. | 2, 19A, 0 | \$741.92 |
| Harris, Phillip B. | 2, 18, 0 | \$4,558.35 |
| Talex Enterprises | 2, 40, 0 | \$61,252.98 |
| CARROLL VALLEY | | |
| Beavers, Louise M. & Nancy K. | 22, 119, 0 | \$573.85 |
| Burgess, Leslie D. & Phillip G. | 25, 79, 0 | \$217.34 |
| Sharrer, Scott, Ed & Paul D. | 6, 77, 0 | \$771.66 |
| McClellan, John B. | 19, 63, 0 | \$314.43 |
| Sedr, Dolores C. & William W. | 18, 49, 0 | \$239.70 |
| Fultz, Katherine F. & Cool, Blaine H. | 11, 4, 0 | \$2,034.50 |
| L P G Limited | 29, 207, 0 | \$197.87 |
| Murray, Frank Lyle | 35, 96, 0 | \$197.87 |
| Wivell, Michelle & Jay | 43, 119, 0 | \$386.05 |
| Six, Ida & David | 35, 170, 0 | \$217.70 |
| Hart, Gary | 47, 49, 0 | \$553.61 |
| Honeycutt, Douglas | 29, 64, 0 | \$220.91 |
| Curtis, Owilda J. & Thomas W. | 28, 140, 0 | \$447.57 |
| Wallen, Eric W. | 23, 99, 0 | \$559.04 |
| Wallen, Eric & Leatherman, Timothy | 2, 94, 0 | \$1,204.86 |
| Leatherman, Timothy & Wallen, Eric W. | 3, 27, 0 | \$589.99 |
| Leatherman, Timothy & Wallen, Eric W. | 6, 57, 0 | \$1,308.51 |
| Leatherman, Timothy & Wallen, Eric W. | 17, 165, 0 | \$231.10 |
| Leatherman, Timothy & Wallen, Eric W. | 17, 181, 0 | \$203.82 |
| Leatherman, Timothy & Wallen, Eric W. | 18, 42, 0 | \$571.57 |
| Leatherman, Timothy & Wallen, Eric W. | 18, 55, 0 | \$231.32 |
| Leatherman, Timothy & Wallen, Eric W. | 22, 23, 0 | \$378.79 |
| Leatherman, Timothy & Wallen, Eric W. | 24, 15, 0 | \$197.87 |
| Leatherman, Timothy & Wallen, Eric W. | 29, 117, 0 | \$329.41 |
| Leatherman, Timothy & Wallen, Eric W. | 35, 68, 0 | \$329.41 |
| Moyer, Jody M. & Mark R. | 17, 106, 0 | \$6,558.41 |
| Hannan, John & Smith, Juanita | 35, 17, 0 | \$344.64 |
| L P G Limited | 25, 48, 0 | \$259.77 |
| Golden, Addie M. a/k/a Addie Charleston | 27, 141, 0 | \$553.61 |

| OWNER OR REPUTED OWNER | PROPERTY DESCRIPTION | APPROXIMATE UPSET PRICE |
|--|----------------------|-------------------------|
| Brown, Alice Feass a/k/a Alice Cleveland | 29, 113, 0 | \$161.98 |
| Torres, Sandra | 35, 174, 0 | \$282.78 |
| Blais, Claire A. & Bernard R. | 47, 47, 0 | \$579.65 |
| Unger, Carole A. & Michel J. | 43, 4, 0 | \$893.22 |
| Reida, Helen E. & John R. | 43, 5, 0 | \$543.61 |
| Coldsmith, B. Zachary | 5, 35, 0 | \$4,917.06 |
| Allen, Willie C. & Crawford, Ingrid C. | 22, 167, 0 | \$203.82 |
| Van Vranken, Dorothy M. | 22, 136, 0 | \$553.61 |
| Gross, Evelyn Beth | 17, 116, 0 | \$289.80 |
| Lindsay, Mare E. & Jones, Mary & Clarence V. Jr. | 25, 1, 0 | \$227.25 |
| Haus, Pamela L. & Glenn F. | 30, 33, 0 | \$345.73 |
| Miller, Margorie E. & Walter L. | 16, 65, 0 | \$165.95 |

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 06-S-1466 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 24th day of August, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that tract of land situate in the Lake Meade Subdivision, Reading Township, Adams County, Pennsylvania, more specifically referred to as Lot No. 90 on a Plan of Lots of Lake Meade Subdivision, recorded in Plat Book 1 at page 1, and subject to all legal highways, easements, rights-of-way and restrictions of record.

IT BEING the same tract of land which Theodore J. Unger and Mary E. Unger, husband and wife, by their deed dated May 15, 1987 and recorded August 1, 1988 in the Recorder of Deeds Office in and for Adams County, Pennsylvania, in Book 496, page 373, granted and conveyed unto John J. Baker Insurance, the sole proprietor being John J. Baker, Grantor herein.

Parcel Identification No.: 37-008-0085-000

Premises: 39 Schofield Drive, East Berlin, PA 17316, Reading Township, Adams County, Pennsylvania

TITLE TO SAID PREMISES IS VESTED IN Bryan L. Cooper and Kathleen A. Cooper, husband and wife, by Deed from John J. Baker Insurance, dated 01/22/1990, recorded 02/05/1990, in Deed Book 545, page 1082.

SEIZED and taken into execution as the property of **Bryan L. Cooper a/k/a Bryan Lee Cooper & Kathleen A. Cooper a/k/a Kathleen A. Bartholomew** and to be sold by me.

James W. Muller-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 September 14, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

7/20, 27 & 8/3

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-510 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 7th day of September, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

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

BEGINNING at a stone for a corner along public road leading from Center (erroneously Centre in prior deed) Mills to Heidlersburg; thence along said road South 61 degrees East, 277 feet to a post; thence along original tract now or formerly of I.J. Menis, North 22 degrees East, 228 feet to a verge of private road; thence along said private road South 85 degrees West, 267 feet; thence South 40-1/2 degrees West, 68 feet to the place of BEGINNING.

HAVING erected thereon a dwelling known as 545 Center Mills Road, Aspers, PA 17304.

PARCEL No. G07-0005.

BEING the same premises which John S. Slaybaugh and Rhonda S. Slaybaugh, married, by Deed dated 10/30/2006 and recorded 11/07/2006 in the Recorder's Office of Adams County, Pennsylvania, Deed Book Volume 4635, Page 8, granted and conveyed unto Kelly R. Yates and Doug K. Yates, married.

SEIZED and taken into execution as the property of **Doug K. Yates & Kelly R. Yates** and to be sold by me.

James W. Muller-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 September 28, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

7/27, 8/3 & 10

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 06-S-960 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 7th day of September, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that certain tract of ground, lying and being and situate in Reading Township, Adams County, Pennsylvania, being more particularly described as Lot Number 808 on Plan of Lots of Lake Meade Subdivision as more fully defined and described upon said Plan which is duly entered and appearing of Record in the Office of the Recorder of Deeds of Adams County in Plat Book 1, Page 5, and subject to all legal highways, easements, rights-of-way and restrictions of record.

HAVING erected thereon a dwelling known as 455 Lake Meade Drive, East Berlin, PA 17326.

PARCEL No. 10-101

BEING the same premises which Frank N. Lecrone and Sarah L. Lecrone, his wife, by Deed dated 05/11/1984 and recorded 05/14/1984 in the Recorder's Office of Adams County, Pennsylvania, Deed Book Volume 379, Page 776, granted and conveyed unto David M. Eichelberger and Susan S. Eichelberger, his wife.

SEIZED and taken into execution as the property of **David M. Eichelberger & Susan S. Eichelberger** and to be sold by me.

James W. Muller-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 September 28, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

7/27, 8/3 & 10

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 MARGARET M. LEAVY, DEC'D**

Late of Cumberland Township, Adams County, Pennsylvania

Administrator: Robert L. McQuaide, Suite 204, 18 Carlisle Street, Gettysburg, PA 17325

Attorney: McQuaide Law Office, Suite 204, 18 Carlisle Street, Gettysburg, PA 17325

ESTATE OF GOLDIE E. WINTER, DEC'D

Late of Conewago Township, Adams County, Pennsylvania

Executors: Victoria L. Alwine, 388 Two Taverns Road, Gettysburg, PA 17325; Gail D. McLucas, 5040 Rislyn Court, Spring Grove, PA 17362; Earl G. Winter, II, 4446 Fairview Road, Columbia, PA 17512

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

SECOND PUBLICATION**ESTATE OF JOHN M. BITTINGER, DEC'D**

Late of Straban Township, Adams County, Pennsylvania

Administratrix: Rose Spalding, 328 Village Drive, Gettysburg, PA 17325

Attorney: Puhl, Eastman & Thrasher, Attorneys at Law, 220 Baltimore Street, Gettysburg, PA 17325

ESTATE OF GLADYS L. CARBAUGH, DEC'D

Late of Germany Township, Adams County, Pennsylvania

Executrices: Phyllis J. Selby, P.O. Box 239, Littlestown, PA 17340; Linda M. Barbini, 9302 Orbital Road, Baltimore, MD 21234

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

ESTATE OF EARL E. MUMMERT, DEC'D

Late of the Borough of New Oxford, Adams County, Pennsylvania

Executors: Lanny E. Mummert, 112 Berlin Road, New Oxford, PA 17350; Patricia M. Guise, 106 Berlin Road, New Oxford, PA 17350; Bonita M. Albright, 877 Oxford Road, New Oxford, PA 17350

Attorney: Robert E. Campbell, Esq., Campbell & White, P.C., 112 Baltimore St., Gettysburg, PA 17325

ESTATE OF JOHN W. MURREN, DEC'D

Late of Mt. Pleasant Township, Adams County, Pennsylvania

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

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

ESTATE OF WILBUR C. SMITH, DEC'D

Late of Oxford Township, Adams County, Pennsylvania

Administratrix: Helen L. Smith, 499 Mt. Misery Road, New Oxford, PA 17350

Attorney: Larry W. Wolf, P.C., 215 Broadway, Hanover, PA 17331

ESTATE OF KENNETH W. WILDASIN, DEC'D

Late of Reading Township, Adams County, Pennsylvania

Executors: Judy G. James, 560 Conewago Drive, East Berlin, PA 17316; Adams County National Bank, P.O. Box 4566, Gettysburg, PA 17325

Attorney: Crabbs & Crabbs, Attorneys for the Estate, 202 Broadway, Hanover, PA 17331

THIRD PUBLICATION**ESTATE OF JOYCE CATHERINE GULDEN, DEC'D**

Late of Oxford Township, Adams County, Pennsylvania

Administrators: Karl J. Schoffstall, 522 Lakeview Circle, Littlestown, PA 17340; Scott Schoffstall, 618 Maple Avenue, Hanover, PA 17331

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

ESTATE OF DAVID H. MYERS, DEC'D

Late of Conewago Township, Adams County, Pennsylvania

Executrix: Susan E. Zamudio, 329 MacArthur Drive, Dover, DE 19901

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

ESTATE OF MYRTLE A. STEWART a/k/a MYRTLE W. STEWART, DEC'D

Late of Franklin Township, Adams County, Pennsylvania

Executrix: Sarah Schultz, c/o Marielle F. Hazen, Esq., 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110

Attorney: Marielle F. Hazen, Esq., 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 03-S-947 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 7th day of September, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN lot of ground situate on the West side of the Hanover-Carlisle State Highway in Conewago Township, Adams County, Pennsylvania, more particularly bounded and described as follows:

BEGINNING at a point in the center of the State Highway aforesaid at lands now or formerly of Rodney C. Rider; thence by the center of said State Highway South twenty-three (23) degrees East, forty-five (45) feet to a point at lands now or formerly of Lamar E. Null; thence by said lands South sixty-seven (67) degrees West one hundred fifty (150) feet to a point at lands now or formerly of Edward P. Emerson; thence by said lands North twenty-three (23) degrees West, forty-five (45) feet to a point at lands now or formerly of Rodney C. Rider aforesaid; thence by said lands North sixty-seven (67) degrees East, one hundred fifty (150) feet to a point in the center of the State Highway aforesaid, the place of BEGINNING.

TITLE TO SAID PREMISES IS VESTED IN Michael P. Leonard and Nancy A. Leonard, husband and wife, as tenants by the entireties by Deed from Michael P. Leonard and Nancy A. Leonard, husband and wife dated 3/24/1978 and recorded 3/31/1978, in Deed Book 336, page 693.

Premises being: 1474 Carlisle Pike, Hanover, PA 17331

Tax Parcel No. L13-18

SEIZED and taken into execution as the property of **Michael P. Leonard & Nancy A. Leonard** and to be sold by me.

James W. Muller-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 September 28, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

7/27, 8/3 & 10

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-568 issuing out of the Court of Common Pleas of Adams County, and to me directed, will be exposed to Public Sale on Friday, the 7th day of September, 2007, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that tract of land situate in Huntington Township, Adams County, Pennsylvania, more particularly bounded and described as follows:

BEGINNING at an existing cotton gin spindle in the centerline of Upper Bermudian Road (S.R. 1016) and at corner of lands now or formerly of Raymond Bream and Nancy S. Bream; thence along the centerline of Upper Bermudian Road (S.R. 1016), South 30 degrees 19 minutes 25 seconds East, 160.00 feet to a magnetic nail set in the centerline of Upper Bermudian Road (S.R. 1016) at a line of land of Harry E. Hoffman and Harriet G. Hoffman; thence along said Hoffman land and through a 5/8" rebar set back 25 feet from the beginning of this course, South 68 degrees 50 minutes 10 seconds West, 200.00 feet to a magnetic nail set; thence by the same and through an existing frame shed, North 30 degrees 19 minutes 25 seconds West, 160.00 feet to an existing 5/8" rebar set; thence by said Bream land and through a 5/8" rebar set 25 feet back from the end of this course North 68 degrees 50 minutes 10 seconds East, 200.00 feet to an existing cotton gin spindle in the centerline of Upper Bermudian Road (S.R. 1016), the place of BEGINNING, CONTAINING 31,592 square feet, more or less.

Tax Parcel #: 22-G-4-87

Property Address: 785 Upper Bermudian Road, Gardners, PA 17324

SEIZED and taken into execution as the property of **Russell E. Deshong, Sr. & Mary L. Deshong** and to be sold by me.

James W. Muller-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 September 28, 2007, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 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.

7/27, 8/3 & 10

FICTITIOUS NAME NOTICE

NOTICE IS HEREBY GIVEN that a certificate was or will be filed under the Fictitious Names Act approved May 24, 1945, in the Office of the Secretary of the Commonwealth of Pennsylvania setting forth that Steven E. and William A. Wilkinson are the only person(s) owning or interested in a business, the character of which is Retail Sales and that the name, style and designation under which said business is and will be conducted is CONEWAGO EXPRESSIONS LLC and the location where said business is and will be located is 850 Hanover Street, New Oxford, PA 17350.

Steven E. Wilkinson
William A. Wilkinson
Owners

7/27