Bradford County Law Journal

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Vol. 5 Towanda, PA Tuesday, October 15, 2013 No. 459



The Court: The Honorable Maureen T. Beirne, President Judge

Editors: Albert C. Ondrey, Esquire, Chairman

Daniel J. Barrett, Esquire Deborah Barr, Esquire Frances W. Crouse, Esquire

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Telephone (570) 888-2244 FAX (570) 888-2295

By requirement of Law and Order of Court the Bradford County Law Journal is made the medium for the publication of all Legal Advertisements required to be made in the County of Bradford, and contains all Notices of the Sheriff, Register, Clerk of the Courts, Prothonotary and all other Public Officers, Assignees, Administrators and Executors, Auditors, Examiners, Trustees, Insolvents, the formation and dissolution of Partnerships, Divorces &c., affording indispensable protection against loss resulting from want of notice. It also contains the Trial and Argument Lists of all the Courts in Bradford County, and selected Opinions and Decisions of the Courts of Bradford County.

All legal notices must be submitted in typewritten form and are published exactly as submitted by the advertiser. The Law Journal assumes no responsibility to edit, make spelling corrections, eliminate errors in grammar or make any changes in context.

Legal notices must be received before 10:30 A.M. on the Monday preceding publication or in the event of a holiday on the preceding work day.

Subscription \$75.00 per annum, \$3.00/individual copies.

ESTATE AND TRUST 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. Notice is also hereby given of the existence of the trusts of the deceased settlors set forth below for whom no personal representatives have been appointed within 90 days of death. All persons having claims or demands against said estates or trusts are requested to make known the same, and all persons indebted to said estates or trusts are requested to make payment, without delay, to the executors or administrators or trustees or to their attorneys named below.

SECOND PUBLICATION

Brown, Lewis A.

Late of Wells Township (died September 13, 2013)

Executrix: Kathleen A. Millen, 218 Brown Lane, Gillett, PA 16925

Attorneys: Brann, Williams, Caldwell & Sheetz, Attorneys at Law, 1090 West Main Street, Troy, PA 16947

Cochi, Phyllis

Late of 203 North Wilbur Avenue, Sayre (died May 4, 2013)

Executrix: Judy Cochi, 203 North Wilbur Avenue, Sayre, PA 18840

Attorneys: R. Joseph Landy, Esquire, Landy & Landy, 228 Desmond Street, Post Office Box 206, Sayre, PA 18840

Hillyard, Darleen S.

Late of Smithfield Township (died August 6, 2013)

Co-Executors: William R. Hillyard and Benjamin L. Hillyard c/o Jonathan P. Foster, Jr., Esquire, 2268 Elmira Street, P.O. Box 400, Sayre, PA 18840

Attorney: Jonathan P. Foster, Jr., Esquire, 2268 Elmira Street, P.O. Box 400, Sayre, PA 18840, (570) 888-1529

Place, Mary L.

Late of Towanda Township (died August 8, 2013)

Executor: Richard T. Gowin, P.O. Box 6, Towanda, PA 18848

Attorneys: Duvall, Reuter & Pruyne, 14 Park Street, Towanda, PA 18848

Rounds, Gerard F.

Late of 116 Franklin Street, Athens (died August 9, 2013)

Co-Administrators: Marcellin J. Dunn, 8465 Lower Lake Road, Lodi, NY 14860 and Marsha Rounds, 105 Ferry Street, Athens, PA 18810

Attorneys: Wm. Alan Shaw, Esquire, Landy & Landy, 228 Desmond Street, Post Office Box 206, Sayre, PA 18840

THIRD PUBLICATION

McKernan, Todd L.

Late of Bradford County

Executor: Joseph T. McKernan c/o Griffin, Dawsey, DePaola & Jones, P.C., 101 Main Street, Towanda, PA 18848

Attorneys: Griffin, Dawsey, DePaola & Jones, P.C., 101 Main Street, Towanda, PA 18848

Ross, Carl J.

Late of Ridgebury Township (died July 6, 2013)

Executrix: Liz S. Ross, 17629 Berwick Turnpike, Gillett, PA 16925

Attorney: Frances W. Crouse, Esquire, 216 South Main Street, Athens, PA 18810, (570) 888-4097

Scrivener, Kathy Lynn

Late of Ulster Township (died May 18, 2013)

Executor: Dennis Martin Scrivener c/o Jonathan P. Foster, Jr., Esquire, 2268 Elmira Street, P.O. Box 400, Sayre, PA 18840

Attorney: Jonathan P. Foster, Jr., Esquire, 2268 Elmira Street, P.O. Box 400, Sayre, PA 18840, (570) 888-1529

REGISTER'S NOTICE

0813-0066 FIRST AND FINAL ACCOUNT AND PROPOSED DISTRIBUTION OF PAUL ARNOLD AND DAVID ARNOLD, Executors of the Estate of Al-

berta R. Arnold, late of Litchfield Township, Bradford Co., PA.

The same will be presented to the Orphans' Court on the 22nd day of October 2013.

Shirley Rockefeller Register of Wills

Oct. 8, 15

MISCELLANEOUS LEGAL NOTICE

IN THE COURT OF COMMON PLEAS OF BRADFORD COUNTY, PENNSYLVANIA CIVIL ACTION—LAW

ACTION TO QUIET TITLE

NO. 2009QT0364

BAUMUNK LUMBER COMPANY, INC.

Plaintiff

VS.

HENRY BECK, Deceased;
FREDERICK BEATTS, Deceased;
ABRAHAM MARTIN, Deceased;
MARIA KNIFFIN, Deceased;
HARRIETT ELLSBREE KNIFFIN
PRINCE, Deceased; ALFRED
PRINCE, Deceased; ANNA
COLAGAN, or ANNA CALAGAN,
Deceased; their heirs and assigns
and any and all persons claiming
any and all right, title or interest in
and to the subject premises of 864
acres in Leroy Township, Bradford
County, Pennsylvania

Defendants

TO ALL OF THE ABOVE NAMED DEFENDANTS:

Date of Notice: October 7, 2013

IMPORTANT NOTICE

You are in default because you have failed to enter a written appearance personally or by attorney and file in writing with the court your defenses or objections to the claims set forth against you. Unless you act within ten days from the date of this notice, a judgment may be entered against you without a hearing and you may lose your property or other important rights.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

Prothonotary's Office
Bradford County Courthouse
301 Main Street
Towanda, PA 18848
Telephone: (570) 265-2175
CHRISTOPHER D. JONES, ESQUIRE
Attorney I.D. #84049
GRIFFIN, DAWSEY, DePAOLA &
JONES, P.C.
Attorneys for Plaintiff
101 Main Street
Towanda, PA 18848
Telephone: (570) 265-2175

Oct. 15

NOTICE OF SHERIFF'S SALE

IN THE COURT OF COMMON PLEAS OF BRADFORD COUNTY, PENNSYLVANIA

NO. 12 MF 000065

NATIONSTAR MORTGAGE, LLC vs.

FRANCES CAVANAUGH, IN HER CAPACITY AS EXECUTRIX AND DEVISEE OF THE ESTATE OF JACOB R. YOUNG; SUSAN COOLBAUGH, IN HER CAPACITY AS DEVISEE OF THE ESTATE OF JACOB R. YOUNG; NANCY KENJERSKY, IN HER CAPACITY AS EXECUTRIX AND DEVISEE OF THE ESTATE OF JACOB R. YOUNG; JOEL M. YOUNG, IN HIS CAPACITY AS DEVISEE OF THE ESTATE OF JACOB R. YOUNG; JOHN R. YOUNG, IN HIS CAPACITY AS DEVISEE OF THE ESTATE OF JACOB R. YOUNG; ROBERT YOUNG, IN HIS CAPACITY AS DEVISEE OF THE ESTATE OF JACOB R. YOUNG; UNKNOWN HEIRS, SUCCESSORS, ASSIGNS AND ALL PERSONS, FIRMS OR ASSOCIATIONS CLAIMING RIGHT, TITLE OR INTEREST FROM OR UNDER JACOB R. YOUNG, DECEASED

NOTICE OF SHERIFF'S SALE OF REAL PROPERTY

NOTICE TO: UNKNOWN HEIRS, SUCCESSORS, ASSIGNS AND ALL PERSONS, FIRMS OR ASSOCIATIONS CLAIMING RIGHT, TITLE OR INTEREST FROM OR UNDER JACOB R. YOUNG, DECEASED Being Premises: 2815 BUCKS CREEK ROAD, GILLETT, PA 16925-8763.

Being in RIDGEBURY, County of BRADFORD, Commonwealth of Pennsylvania, TAX PARCEL NUMBER: 30/030.00/125/000000/.

Improvements consist of residential property.

Sold as the property of FRANCES CAVANAUGH, IN HER CAPACITY AS EXECUTRIX AND DEVISEE OF THE ESTATE OF JACOBR. YOUNG; SUSAN COOLBAUGH, IN HER CAPACITY AS DEVISEE OF THE ESATE OF JACOB R. YOUNG: NANCY KENJERSKY, IN HER CAPACITY AS EXECUTRIX AND DE-VISEE OF THE ESTATE OF JACOB R. YOUNG; JOEL M. YOUNG, IN HIS CAPACITY AS DEVISEE OF THE ES-TATE OF JACOB R. YOUNG; JOHN R. YOUNG, IN HIS CAPACITY AS DEVI-SEE OF THE ESTATE OF JACOB R. YOUNG; ROBERT YOUNG, IN HIS CAPACITY AS DEVISEE OF THE ES-TATE OF JACOB R. YOUNG; UN-KNOWN HEIRS, SUCCESSORS, AS-SIGNS AND ALL PERSONS, FIRMS OR ASSOCIATIONS CLAIMING RIGHT. TITLE OR INTEREST FROM OR UN-DER JACOB R. YOUNG, DECEASED

Your house (real estate) at 2815 BUCKS CREEK ROAD, GILLETT, PA 16925-8763 is scheduled to be sold at the Sheriff's Sale on November 27, 2013 at 10:00 A.M., at the BRADFORD County Courthouse, 301 Main Street, Towanda, PA 18848, to enforce the Court Judgment of \$56,096.33 obtained by, NATIONSTAR MORT-GAGE, LLC (the mortgagee), against the above premises.

PHELAN HALLINAN, LLP Attorneys for Plaintiff

Oct. 15

SHERIFF'S SALE

By virtue of a Writ of Execution issued out of the Court of Common Pleas of Bradford County, to me directed and delivered, I will expose to Public Sale at the Bradford County Courthouse in Towanda, PA on Wednesday, October 30, 2013 at 10:00 o'clock in the forenoon the following described property to wit:

All that certain lots, pieces or parcels of land situate, lying and being in the Borough of Athens, County of Bradford and Com-

monwealth of Pennsylvania bounded and described as follows:

Lot No. 1: Beginning at a stake in the east line of Desmond Street at the northwest corner of Lot No. 241; thence by the south line of same south 75 degrees 5 minutes east feet top the northwest corner of Lot No. 233; thence south 14 degrees 45 minutes west 50 feet to the northeast corner of Lot No. 245; thence by the north line of the last mentioned lot north 75 degrees 15 minutes west 162 feet to the east line of Desmond Street; thence by the east line of Desmond Street north 14 degrees 45 minutes east 50 feet to the place beginning. Being and intending to convey Lot. No. 244 on Block 8 of the "Murray Plot."

Lot No. 2: Beginning at a stake in the east line of Desmond Street at the southwest corner of Lot No. 244; thence south 75 degrees 15 minutes east 162 feet to the northwest corner of Lot 232; thence by the west line of said Lot 232 south 14 degrees 45 minutes west 50 feet to the northeast corner of Lot No. 248; thence by the north line of lot last mentioned 162 feet to the east line of Desmond Street; thence by the east line of Desmond Street north 14 degrees 45 minutes east 50 feet to the place of beginning.

Title to said Premises vested in Dale P. Owen, married from Julie A. Owen, married by Deed dated 12/12/2005 and recorded 01/27/2006 in the Bradford County Recorder of Deeds in Instrument No.: 200601107.

Being known as 706 Desmond Street, Athens, PA 18810.

Tax Parcel Number: 8-20.17-465.

Notice: To all parties in interest and claimants—A schedule of distribution will be filed by the Sheriff not later than thirty (30) days after sale and distribution will be made in accordance with the schedule unless exceptions are filed thereto within ten (10) days thereafter.

Seized and taken into execution at the suit of CITIMORTGAGE INC. vs. DALE OWEN & JULIE OWEN.

Clinton J. Walters, Sheriff Sheriff's Office Towanda, PA

Oct. 9, 2013

Oct. 8, 15, 22

SHERIFF'S SALE

By virtue of a Writ of Execution issued out of the Court of Common Pleas of Bradford County, to me directed and delivered, I will expose to Public Sale at the Bradford County Courthouse in Towanda, PA on Wednesday, October 30, 2013 at 10:00 o'clock in the forenoon the following described property to wit:

LEGAL DESCRIPTION

ALL that certain lot, piece or parcel of land situate, lying and being in the Borough of LeRaysville, County of Bradford, and Commonwealth of Pennsylvania, bounded and described as follows:

BEGINNING at an iron pin for a corner on the south side of East Street and across the driveway from the Mill paint shop, now or formerly, and being the Southwest corner of this lot being conveyed; thence along South side of aforesaid East Street eastwardly sixty feet to an iron post; thence southwardly one hundred and five feet to an iron post on the East side of aforesaid paint shop driveway, now or formerly; thence northwardly one hundred and five feet to the place of beginning and containing sixty-three hundred (6,300) square feet of land, be the same more or less.

PIN #21-065.03-005.

IMPROVEMENTS: Residential dwelling.

BEING PART OF THE SAME PREM-ISES which Gerald M. Carr, also known as Gerald Carr, and Betty J. Carr, his wife,

granted and conveyed unto John H. Clark and Brenda C. Clark, his wife, by Deed dated August 1, 2002 and recorded August 2, 2002 in Bradford County Instrument #200209907 for the consideration of \$65,000.00.

Notice: To all parties in interest and claimants—A schedule of distribution will be filed by the Sheriff not later than thirty (30) days after sale and distribution will be made in accordance with the schedule unless exceptions are filed thereto within ten (10) days thereafter.

Seized and taken into execution at the suit of DEUTSCHE BANK vs. JOHN CLARK & BRENDA CLARK. Clinton J. Walters, Sheriff Sheriff's Office Towanda, PA Oct. 9, 2013

Oct. 8, 15, 22

SHERIFF'S SALE

By virtue of a Writ of Execution issued out of the Court of Common Pleas of Bradford County, to me directed and delivered, I will expose to Public Sale at the Bradford County Courthouse in Towanda, PA on Wednesday, October 30, 2013 at 10:00 o'clock in the forenoon the following described property to wit:

LEGAL DESCRIPTION

ALL that certain piece or parcel of land situate, lying and being in Terry Township, Bradford County, Pennsylvania, bounded and described as follows:

BEGINNING at a point for a corner in the center of State Highway No. 08009, said point being the northeasterly corner hereof, and said point being at the southerly edge of lands now or formerly of Kendall Strawn, et ux.; thence proceeding along the center line of said State Highway No. 08009 along line of lands now or formerly of Samuel Wells, the following four (4) courses and distances:

South 63 degrees 19 minutes West 217 feet to a point; South 67 degrees 24 minutes West 240.6 feet to a point; South 62 degrees 19 minutes West 200 feet to a point; and South 55 degrees 02 minutes West 26 feet to a point for a corner in the center of State Highway 08009; thence proceeding through a pin at roadside, through division line of lands now or formerly of Kendall Strawn, along staked line North 73 degrees 57 minutes West 864.3 feet to a pin for a corner; thence proceeding along line of lands now or formerly of Anthony Grippo, along fence and stone row North 35 degrees 46 minutes East 516 feet to a pin for a corner in line of lands now or formerly of Kendall Strawn, et ux.; thence proceeding through division line of lands now or formerly of said Kendall Strawn, along staked line through pin at roadside South 72 degrees 32 minutes East 1,198.7 feet to a point for a corner in the center of State Highway No. 08009 and the place of beginning.

CONTAINING 11.21 acres of land, be the same more or less according to survey Map No. 939-A-2, notebook 189 page 23, prepared December 9, 1974, by George K. Jones and Associates and designated parcel no. two thereon.

BEING known as RR 2 Box 213, Wyalusing, PA 18853 aka 985 Rienze Road, Wyalusing, PA 18853.

PARCEL NO: 46-125.00-053.

BEING the same premises which Barry Reese granted and conveyed unto Barry Reese and Darlene Ellis, as joint tenants with right of survivorship by Deed dated September 18, 1998 and recorded September 21, 1998 in the Recorder of Deeds Office of Bradford County, Pennsylvania as Instrument No. 199809739.

THIS DOCUMENT MAY NOT SELL, CONVEY, TRANSFER, INCLUDE OR INSURE THE TITLE TO THE COAL AND RIGHT OF SUPPORT UNDER-NEATH THE SURFACE LAND DE-

SCRIBED OR REFERRED TO HEREIN, AND THE OWNER OR OWNERS OF SUCH COAL MAY HAVE THE COM-PLETE LEGAL RIGHT TO REMOVE ALL OF SUCH COAL, AND, IN THAT CONNECTION, DAMAGE MAY RE-SULT TO THE SURFACE OF THE LAND AND ANY HOUSE, BUILDING OR OTHER STRUCTURE ON OR IN SUCH LAND. THE INCLUSION OF THIS NOTICE DOES NOT ENLARGE, RESTRICT OR MODIFY ANY LEGAL RIGHTS OR ESTATES OTHERWISE CREATED, TRANSFERRED, EXCEPT-ED OR RESERVED BY THIS INSTRU-MENT.

Notice: To all parties in interest and claimants—A schedule of distribution will be filed by the Sheriff not later than thirty (30) days after sale and distribution will be made in accordance with the schedule unless exceptions are filed thereto within ten (10) days thereafter.

Seized and taken into execution at the suit of VERICREST OPPORTUNITY LOAN TRUST vs. DARLENE ELLIS & BARRY REESE

Clinton J. Walters, Sheriff' Sheriff's Office Towanda, PA Oct. 9, 2013

Oct. 8, 15, 22

SHERIFF'S SALE

By virtue of a Writ of Execution issued out of the Court of Common Pleas of Bradford County, to me directed and delivered, I will expose to Public Sale at the Bradford County Courthouse in Towanda, PA on Wednesday, October 30, 2013 at 10:00 o'clock in the forenoon the following described property to wit:

LEGAL DESCRIPTION

All that certain lot, piece or parcel of land lying and being situate in the Borough of Monroe, County of Bradford and Commonwealth of Pennsylvania, bounded and described as follows:

All the following described house and lot, being #16 in the plot of lands belonging to the Estate of the late Abner C. Rockwell, now or formerly, lying on the East side of Bridge Street on the Old Berwick Turnpike in Monroe Borough, being the following dimensions, to wit: 62.5 feet on the said Bridge Street and 148.5 feet deep from the center of said Bridge Street. The said lot is bounded on the Northwest now or formerly by William Williams, on the Northeast now or formerly by John Patrician and on the Southeast by proposed Church Street extension.

Tax ID No. 24-99.03-96.

For information purposes only—property a/k/a 109 Bridge Street, Box 148, Monroeton PA 18832.

TITLE TO SAID PREMISES IS VESTED TO G. Thomas Johnson and Debbie L. Johnson, his wife by deed from Gregory A. Bodager and Sheila Bodager, his wife, dated 2/3/1995 and recorded 2/28/1995 in Book 317, Page 0183.

Notice: To all parties in interest and claimants—A schedule of distribution will be filed by the Sheriff not later than thirty (30) days after sale and distribution will be made in accordance with the schedule unless exceptions are filed thereto within ten (10) days thereafter.

Seized and taken into execution at the suit of WELLS FARGO BANK vs. G. THOMAS JOHNSON & DEBBIE JOHN-SON.

Clinton J. Walters, Sheriff Sheriff's Office Towanda, PA Oct. 9, 2013

Oct. 8, 15, 22

SHERIFF'S SALE

By virtue of a Writ of Execution issued out of the Court of Common Pleas of Brad-

ford County, to me directed and delivered, I will expose to Public Sale at the Bradford County Courthouse in Towanda, PA on Wednesday, October 30, 2013 at 10:00 o'clock in the forenoon the following described property to wit:

ALL THAT CERTAIN lot or piece or parcel of land situate in the Sayre Borough, Bradford County, Pennsylvania, bounded and described as follows, to wit:

BEGINNING at a stake in the west line of Chestnut Street, North nine degrees East, one hundred thirty-four and six tenths feet (N.9 degrees E. 134.6 feet) from the north line of Merrill Street; thence by the east line of said Lot No. 8 North nine degrees East fifty feet (N.9 degrees E. 50 feet) to a stake for a corner; thence by the east line of Lot No. 9, easterly fifty feet (50) feet) to a stake for a corner, thence South eighty one degrees East, one hundred and fifty feet (S. 81 degrees E. 150 feet) to the west line of Chestnut Street; thence by the west line of Chestnut Street, South nine degrees West, fifty feet (S. 9 degrees W. 50 feet) to the place of beginning and being Lot No. of the Elsbree plot.

Tax ID #: 36-02323-178.

Tax Parcel # 36-020-23-178.

BEING KNOWN AS: 148 Linden Street, Sayre, PA 18840.

Notice: To all parties in interest and claimants—A schedule of distribution will be filed by the Sheriff not later than thirty (30) days after sale and distribution will be made in accordance with the schedule unless exceptions are filed thereto within ten (10) days thereafter.

Seized and taken into execution at the suit of BANK OF AMERICA vs. JENNI-FER BURNETT.

Clinton J. Walters, Sheriff' Sheriff's Office Towanda, PA Oct. 9, 2013

Oct. 8, 15, 22

SHERIFF'S SALE

By virtue of a Writ of Execution issued out of the Court of Common Pleas of Bradford County, to me directed and delivered, I will expose to Public Sale at the Bradford County Courthouse in Towanda, PA on Wednesday, October 30, 2013 at 10:00 o'clock in the forenoon the following described property to wit:

ALL that certain lot, piece or parcels of land situate, lying and being in the Borough of Sayre, County of Bradford and Commonwealth of Pennsylvania, bounded and described as follows:

BEGINNING at a point in the west line of Lehigh Street (now Lehigh Avenue) distant 205 feet northerly from the north line of Seneca Street and running thence westerly at a right angle to said street 150 feet to a corner; thence northerly and parallel with said street 50 feet to a corner; thence easterly and at a right angle to said Lehigh Street 150 feet to the west line of the same; thence southerly along said west line 50 feet to the place of beginning, as shown on a Sayre Land Company Map of the Borough of Sayre. Containing 7,500 square feet of land.

BEING AND INTENDING to describe the same premises conveyed to Richard Dildine and Shirley Dildine, his wife, by Leon Robert Keir and Irma S. Keir, his wife, by Deed dated August 20, 1985 and recorded on August 22, 1985 in Bradford County Record Book 11 at Page 698.

THIS PROPERTY is purchased with funding assistance from The Trehab Center, Inc., pursuant to the Homeownership Program; in conjunction with this purchase a Judgement Note will be entered thereon in favor of The Trehab Center, Inc. and against Grantees. The said Note and debt will expire at five years from its anniversary date, provided the property has not been alienated or conveyed, voluntarily or involuntarily during that time, and has remained the principal residence of Grantees herein.

So far as the Grantors are aware, no hazardous waste is presently being disposed

of or has ever been disposed of on the above described property by the Grantors or any other party.

AND the said Grantors will GENER-ALLY WARRANT AND FOREVER DEFEND the property hereby conveyed.

Notice: To all parties in interest and claimants—A schedule of distribution will be filed by the Sheriff not later than thirty (30) days after sale and distribution will be made in accordance with the schedule unless

exceptions are filed thereto within ten (10) days thereafter.

Seized and taken into execution at the suit of CITIZENS & NORTHERN BANK vs. MICHAEL JORDAN & STEPHANIE JORDAN.

Clinton J. Walters, Sheriff Sheriff's Office Towanda, PA Oct. 9, 2013

Oct. 8, 15, 22