

8/17/11
pt. 1725

IN THE COURT OF COMMON PLEAS OF THE FIFTY-NINTH
JUDICIAL DISTRICT, PENNSYLVANIA

COUNTY OF ELK,
Plaintiff

vs.

WILLIAM DICKEY, MATTHEW W. DICKEY,
WILLIAM JEROME DICKEY, CLARENCE CLAIRE
DICKEY, MARY EDNA DICKEY, MARTHA
PAULINE DICKEY, MATTHEW W. DICKEY, JR.,
JOSEPHINE DICKEY, WILLIAM D. LONG, JAMES
LONG, PAUL B. DICKEY, MARY EDNA DICKEY
FAWCETT, MYRTLE H. LONG, CARLTON CLAIRE
DICKEY, ADA DICKEY MEANS, WILLIAM
WARREN DICKEY, LULU MAY BROWN, their
heirs, assigns, devisees, and personal
representatives, and SAMUEL MOORE, EARL
MOORE, JOHN W. ELLIOTT, RICHARD E. ELLIOTT,
JR., JOHN OSCAR MOORE, ALSO KNOWN AS
OSCAR JOHN MOORE, SARAH MOORE,
S. EVAN MOORE, MARY T. MOORE, and their
heirs, assigns, devisees, and personal
representatives, and AARON REITZ,
JESSIE E. THOMPSON, JEAN BARRETT
BENNINGER, WAYNE H. BARRETT,
REBECCA BORDEN, their heirs, assigns, devisees,
and personal representatives, and WILLIAM
KELSO, DAVID GEALEY and MAUREEN GEALEY,
his wife, PETER GEALEY and MARY GEALEY, his wife,
SCOTT CHRISTOPHERSON and EILEEN
CHRISTOPHERSON, his wife, KAREN
CHRISTOPHERSON FITZPATRICK, and

COUNTY BRANCH - ELK
CIVIL DIVISION

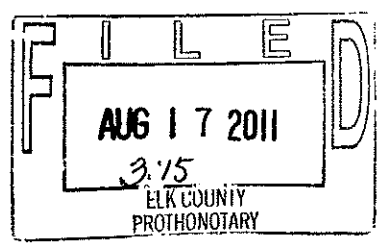
No. 2011-140

**PLAINTIFF'S PRAECIPE FOR
ENTRY OF FINAL JUDGMENT**

Filed on behalf of Plaintiff,
County of Elk

Counsel of Record for
this party:

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BRIAN FITZPATRICK, her husband, CAROL ANN
CHRISTOPHERSON STOUT and ROBERT STOUT, her
husband, DEBORAH D. MORTON, LINDA LAUER, LONI
CHRISTOPHERSON and their heirs, assigns, devisees,
and personal representatives; SANDRA GODFREY,
personal representative for the Estate of A. HOWARD
MARLIN, her successors and or assigns; and
MICHAEL A. KUBICO, JR. and STEPHEN B. KUBICO,
as personal representatives for the Estate of
HELEN SMITH KUBICO,

Defendants

IN THE COURT OF COMMON PLEAS OF THE FIFTY-NINTH
JUDICIAL DISTRICT, PENNSYLVANIA

COUNTY OF ELK,
Plaintiff

vs.

WILLIAM DICKY, et al.
Defendants

: COUNTY BRANCH - ELK
: CIVIL DIVISION
:
: No. 2011-140
:

PRAECIPE FOR ENTRY OF FINAL JUDGMENT

To the Prothonotary:

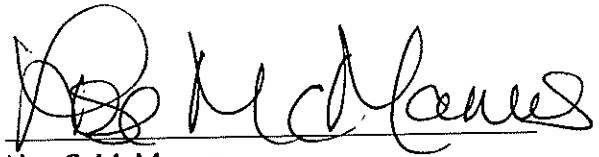
Pursuant to the Order of Court dated July 12, 2011, and entered July 13, 2011, in the above-captioned matter, please enter a final judgment in favor of plaintiff, the County of Elk, and against the following defendants, their heirs and assigns, for failure to plead to plaintiffs' complaint, which contains a notice to defend, 30 days having elapsed from the date of entry of the order granting default judgment in favor of plaintiff and defendants' having failed to take any action within that time:

William Dickey
Matthew W. Dickey
William Jerome Dickey
Clarence Claire Dickey
Mary Edna Dickey
Martha Pauline Dickey
Matthew W. Dickey, Jr.
Josephine Dickey
William D. Long
James Long
Paul B. Dickey
Mary Edna Dickey Fawcett

Myrtle H. Long
Carlton Claire Dickey
Ada Dickey Means
William Warren Dickey
Lulu May Brown
Samuel Moore
Earl Moore
John W. Elliott
Richard E. Elliott, Jr.
John Oscar Moore, also known as Oscar John Moore
Sarah Moore
S. Evan Moore
Mary T. Moore
Aaron Reitz
Jessie E. Thompson
Jean Barrett Benninger
Wayne H. Barrett
Rebecca Borden
William Kelso
David Gealey
Maureen Gealey,
Peter Gealey
Mary Gealey
Scott Christopherson
Eileen Christopherson
Karen Christopherson Fitzpatrick
Brian Fitzpatrick
Carol Ann Christopherson Stout
Robert Stout
Deborah D. Morton
Linda Lauer
Loni Christopherson
Sandra Godfrey, Personal Representative for the Estate of A. Howard Marlin
Michael A. Kubico, Jr. and Stephen B. Kubico, As Personal Representatives for the Estate of
Helen Smith Kubico

Pursuant to said court order, the judgment shall decree that plaintiff owns in fee the oil and gas in and under the described property and is entitled to the quiet and peaceful possession thereof to the exclusion of all defendants subject to the judgment and all person or entities claiming by, under or through those defendants, who hereafter shall have no right, title, lien, interest or estate in

or to the oil and natural gas or any part thereof.

A handwritten signature in black ink, appearing to read "Lisa C. McManus". The signature is written in a cursive, flowing style with some loops and flourishes.

Lisa C. McManus
Attorney for Plaintiff

Dated: August 16, 2011

All the natural gas and oil underlying a parcel or tract of land in the Township of Millstone, County of Elk, and State of Pennsylvania, being portions of Warrant Numbers 2542, 2548, and 2533 and being more particularly described as follows:

Beginning at a point, being the southeastern corner of Warrant 2548; thence, North 89 West, 60.51 chains; thence North 0 East, 40.5 chains; thence South 89 West, 6.66 chains; thence South 86 West, 18.07 chains; thence South 0 West, 39.35 chains; thence North 89 West, 31 chains; thence South 0 West, 74.57 chains; thence North 88 West, 2.87 chains; thence North 61 West, 9.01 chains; thence North 54 West, 6.88 chains; thence North 48 West, 12.31 chains; thence North 29 East, 1.07 chains; thence North 14 East, 9.32 chains; thence North 90 West, 1.97 chains; thence South 33 West, 5.49 chains; thence South 68 West, 4.99 chains; thence North 64 West, 2.06 chains; thence North 65 West, 7.75 chains; thence South 69 West, 14.26 chains; thence South 55 West, 12.59 chains; thence South 31 West, 12.63 chains; South 30 West, 8.67 chains; thence South 40 West, 3.83 chains; thence North 89 West, 39.61 chains; thence North 0 East, 27.33 chains; thence South 89 East, 17.5 chains; thence North 0 East, 40 chains; thence South 89 East, 12.49 chains; thence North 0 East, 16.5 chains; thence North 1 West, 33.21 chains; thence North 89 West, 30 chains; thence North 1 East, 52.5 chains; thence South 89 East, 115.75 chains; thence South 89 East, 121 chains; thence South 0 West, 81.62 chains, to the place of beginning.

Also being part of Uniform Parcel Identifier 08-09-004-5521.

EXCEPTING AND RESERVING: Description of said Exception No. 1; Beginning at corner 1, common to land of the Dickey Estate, within Warrant 2548, W of the Old Olean Road, in the clear on a gentle SW slope, a 1" solid iron bar 6" above ground, a 2" x 48" iron pipe in a mound of stones;

Thence with four lines of the Dickey Estate, S 86° 52' W, 24.58 chains to corner 2, in a scattered young growth of white oak on a gentle SE slope, a 1" iron pipe, a 2" x 48" iron pipe in a mound of stones;

Thence N 08° 57' W, 21.44 chains to Corner 3, in the NW corner of a cleared field, on a gentle NW slope, a 2" iron pipe with three pine stump witnesses, a 2" x 48" iron pipe in a mound of stones;

Thence N 86° 52' E, 24.58 chains to Corner 4, in a second growth of white oak on a gentle rocky SW slope, a 2" x 48" iron pipe in a mound of stones;

Thence S 08° 57' E, 21.49 chains to the place of beginning, containing 52.49 acres, be the same more or less, being the same land conveyed by William Dickey et al. to Anne E. Gregg in 1913, lying at the head of Gregg Run, a branch of Milestone Creek, tributary to the Clarion River.

Description of said Exception No. 11; Beginning at Corner 1, common to land of

the Dickey Estate, on a W slope an iron pin driven flush with the surface of the ground, a 2" x 48" iron pipe in a mound of stones;

Thence with seven lines of the Dickey Estate, S 09° 21' W, 5.11 chains to corner 2, on a west slope, a 1 1/4" iron pipe flush with surface of ground, a 2" x 48" iron pipe in a mound of stones;

Thence N 89° 58' W 1.50 chains to a Corner 3, on a W slope about 0.08 chain E of the NE corner of an old barn, a 2" x 48" iron pipe in a mound of stones;

Thence N 01° 03' W 5.37 chains to Corner 4, on a W slope, at corner of a fence bearing N, S and E, a 2" x 48" iron pipe in a mound of stones;

Thence N 10° 59' E 5.77 chains to Corner 5, on a W slope at corner of fence bearing S 10° W and E, about 0.70 chain E of the road to Marienville, a 2" x 48" iron pipe in a mound of stone;

Thence S 80° 51' E 2.96 chains to Corner 6, on a rocky W slope at edge of second growth white oak, a 2" x 48" iron pipe in a mound of stones;

Thence S 11° 01' W 5.62 chains to Corner 7, in the clear on a W slope about 0.06 chain S of the center of the south foundation wall of abandoned schoolhouse, a 2" x 48" iron pipe in a mound of stones;

Thence N 83° 36' W, 0.50 chain to the place of beginning, containing 2.71 acres be the same more or less; being the same land now owned by Joseph Moore and John Van Tassel near the mouth of the Millstone Creek, originally conveyed by William Dickey, et al. to Joseph Moore and others by various deeds.