

01-1700-CD
GAIL P. MACZACZYJ -vs- TORELL AND BERNARDO REMODELING AND
CUSTOM HOMES

STIPULATIONS AGAINST LIENS

:IN THE COURT OF COMMON PLEAS
: OF CLEARFIELD COUNTY,
: PENNSYLVANIA

OWNER: GAIL P. MACZACZYJ

01-1700-CD

VERSUS

CONTRACTOR: TORELL AND BERNARDO REMODELING AND CUSTOM HOMES

NO. TERM OCTOBER 11, 2001

WHEREAS, GAIL P. MACZACZYJ, A MARRIED PERSON of 101 SOUTH JARED STREET, DU BOIS, PENNSYLVANIA 15801, is about to execute contemporaneously herewith a contract with TORELL AND BERNARDO REMODELING AND CUSTOM HOMES of , for the erection of a _____ story building upon a lot of land situate

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF FOR ALL PURPOSES

NOW, OCTOBER 11, 2001, at the time of and immediately before the execution of the principal contract, and before any authority has been given by the said OWNER to the said CONTRACTOR to commence work on the said building, or purchase materials for the same in consideration of the making of the said contract with OWNER and the further consideration of one Dollar, to CONTRACTOR paid by OWNER it is agree that no lien shall be filed against the building by the contractor, or any subcontractor, nor by any of the material men or workmen or any other person for any labor, or materials purchased, or extra labor or materials purchased for the erection of said building, the right to file such liens being expressly waived.

WITNESS, our hands and seals the day and year aforesaid.

Signed, Sealed and Delivered
in the presence of

Lisa A. Fitzwater

By: TORELL AND BERNARDO REMODELING AND CUSTOM HOMES [Seal

Printed Name:

Title:

Richard J. Bernardo
Richard J. Bernardo

Notarial Seal
Lisa A. Fitzwater, Notary Public
City of DuBois, Clearfield County
My Commission Expires May 16, 2005

FILED

OCT 11 2001
William A. Shaw
Prothonotary
pd \$20.00
no cc

ALL that certain piece, parcel or lot of land lying and being situate in the City of DuBois, Clearfield County, Pennsylvania, being bounded and described as follows, to wit:

BEGINNING at an iron pin in the southerly right-of-way line of McCracken Run Road, being also the northeast corner of Lot No. 43 in the Coke Hill Estates Subdivision, thence by the southerly right-of-way line of McCracken Run Road N 56-06-50E 95.32 feet to an iron pin the northwest corner of Lot No. 45 in the Coke Hill Estates Subdivision; thence by the westerly line of Lot No. 45 S 42-38-27 E 319.18 feet to an iron pin in the line of land of David C. DuBois being also the City of DuBois and Sandy Township division line; thence by the line of land of David C. DuBois S 49-20-59 W 156.53 feet to an iron pin the southeast corner of Lot No. 43; thence by the easterly line of Lot No. 43 N 31-54-33 W 334.10 feet to an iron pin and the place of beginning.

Containing 41,613 sq. ft. = 0.96 acre more or less, and being known as Lot No. 44 in the Coke Hill Estates Subdivision in the City of DuBois, Pennsylvania.

EXCEPTING and reserving a right-of-way easement ten (10.00) feet wide for the construction and maintenance of utility lines along and adjacent to the road right-of-ways.

BEING a portion of the same premises which were conveyed to Torrell and Bernardo Land Corporation by deed of Ronald C. Torrell and Richard J. Bernardo, partners, t/a Torrell and Bernardo Remodeling and Custom Homes dated February 20, 1997, and recorded in the Office of the Recorder of Deeds of Clearfield County, Pennsylvania, in Deed Book Vol. 1821, page 303.

01-1700-cd

December 27, 2001
Court Administrator
Clearfield County Courthouse
Second and Market Streets
Clearfield, Pennsylvania 16830

Patricia L Hade for the estate of Neal L Hade
780 Sunset Terrace
Franklin Lakes, Nj 07417

RE: J W Rice Construction Co.Inc. vs. Encore Network Inc, Edward Dworetsky, Estate
of Neal L Hade (No 01-1700-cd)

Gentlemen:

This lawsuit was, literally, dropped on my doorstep around the 15'th of December. My late husband had a major heart attack, eventually came home on portable life support, had heart transplant, developed colon/rectal cancer, brain tumors and eventually liver cancer. There is no estate per the filing I made with our county, nor was there any life insurance. I am a widow with three children to raise. The estate cannot afford a lawyer. I was also under the impression that the estate could no longer be sued, but I might be wrong in my understanding of timing. I have answered the complaint as best I can.

Patricia L Hade for the estate of Neal L Hade



Just file



December 27,2001

Response to Complaint

J W Rice Construction Co Inc vrs Encore Network, Edward Dworetsky, Estate of Neal L Hade no 01 1700 cd

The estate denies all of the allegations. To the best of my knowledge there are no contracts which existed or exist between Neal Hade and JW Rice Construction Co Inc.

I have also not been able to find any demands for payment mentioned in paragraph 18. During the period from mid September of 1999 to Neal's death in August of 2000 he was undergoing chemotherapy and intense radiation, he also had seizures and a brain tumor removed and was hospitalized several times and I do not believe he spoke to Mr. Rice during that period.

Patricia L Hade for the estate of Neal L Hade

Hader
780 Sunset Terrace
Franklin Lakes, NJ 07407

CERTIFIED MAIL

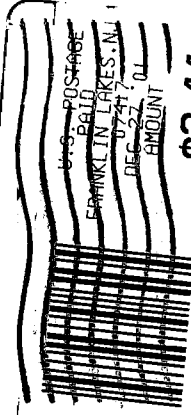


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X Court Administrator

Clearfield County Courthouse
Second and Market Streets

Clearfield, Pennsylvania 16830

