

05-288-01
BRUCE D. COLLECTOR et al -vs- WHITMORE REMODELERS
WHITE GOODE

UNITED STATES DEPARTMENT OF AGRICULTURE
RURAL DEVELOPMENT

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

BRUCE D. COLHOCKER
DONNA C. COLHOCKER

VS

WHITMORE REMODELERS

02-289-60

STIPULATION AGAINST LIENS

WHEREAS WHITMORE REMODELERS entered into a contract with BRUCE D. COLHOCKER AND DONNA C. COLHOCKER to provide materials and/or to perform labor necessary for the construction and erection or the alteration and repair of (a) building(s) upon those certain pieces or parcels of land situated in CITY OF DUBOIS, CLEARFIELD County, Pennsylvania, being more particularly bounded and described as follows:

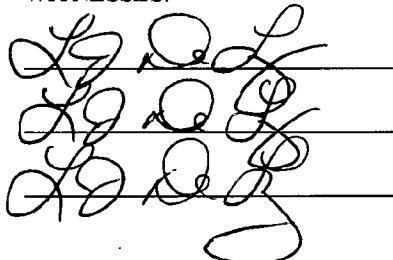
SEE ATTACHED SCHEDULE A.

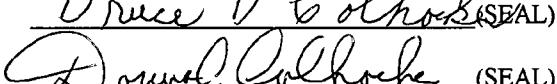
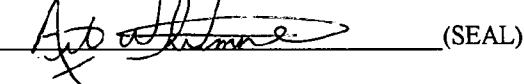
NOW, THEREFORE, it is hereby stipulated and agreed by and between the said parties, as part of the said contract and for the consideration therein set forth, that neither the undersigned contractor, nor sub-contractor or materialman, nor any other person furnishing labor or materials to the said contractor under this contract shall file a lien, commonly called a mechanic's lien, for work done or materials furnished to the said building or any part thereof.

This stipulation is made and intended to be filed with the County Prothonotary within ten (10) days after date, in accordance with the requirements of Act of Assembly of Pennsylvania, in such case provided.

IN WITNESS WHEREOF, the said parties hereto have hereunto set their hand and seals this 26TH day of FEBRUARY, 2002.

WITNESSES:



 (SEAL)
 (SEAL)
 (SEAL)

FILED

FEB 28 2002
013011 B. Colhocker
William A. Shaw pd. \$0.00
Prothonotary
NO CC

SCHEDULE A

BEGINNING at a $\frac{3}{4}$ " rebar set at the newly established northeast corner of City Parcel 3302 as shown on City of DuBois Assessment Map 11, said rebar being South $9^{\circ} 00' 30''$ East, 18.00 feet from an existing bent 1" pipe at the original northeast corner of the City of DuBois Parcel 3302, said rebar also being on the western right-of-way line of South Highland Street;

thence by the western right-of-way line of South Highland Street, South $09^{\circ} 00' 59''$ East, 50.00 feet to an existing 1" pipe;

thence by the southern line of the City of DuBois Parcel 3302 as shown on DuBois Assessment Map 11, North $86^{\circ} 31' 00''$ West, 225.88 feet to an existing $\frac{3}{4}$ " pipe on the eastern right-of-way line of a 16 foot alley;

thence by the eastern right-of-way line of said 16 foot alley, North $26^{\circ} 13' 30''$ East, 50.15 feet to an existing $\frac{3}{4}$ " pipe at the original northwest corner of DuBois Parcel No. 3302 as shown on Map No. 11 and at the northwest corner of the Cecelia S. Ball subdivided parcel;

thence by the southern line of the subdivided parcel and the northern line of the residue of the City of DuBois Parcel 3302, South $87^{\circ} 15' 53''$ East, 195.69 feet to a $\frac{3}{4}$ " rebar set on the western right-of-way line of South Highland Street and the place of beginning.

Said parcel containing 0.23 acre or 10,014 square feet.

The above description was prepared by Lee-Simpson Associates, Inc., Engineers, in accordance with a survey performed by them on April 14, 1999.

UNDER AND SUBJECT to all exceptions, reservations and restrictions which can be ascertained from the recorded chain of title or an inspection of the premises.

BEING the same premises which were conveyed to Cecelia S. Ball, widow, by Deed of Cecelia S. Ball, widow, dated June 10, 1999, and recorded in the Office of the Register and Recorder of Deeds in and for Clearfield County, Pennsylvania, on July 1, 1999, as Instrument No. 199911011. The said Cecelia S. Ball died testate on April 29, 2001, and by the terms of her Last Will and Testament, which was duly probated in the Office of the Register of Wills of Clearfield County, Pennsylvania, Orphans' Court Division, on May 10, 2001, did nominate, constitute and appoint Paula M. Cherry as Executrix of her estate.

GRANTOR HAS NO ACTUAL KNOWLEDGE OF ANY HAZARDOUS WASTE AS DEFINED BY ACT NO. 1980-1997 OF THE COMMONWEALTH OF PENNSYLVANIA, HAVING BEEN OR WHICH IS PRESENTLY BEING DISPOSED ON OR ABOUT THE SUBJECT PREMISES DESCRIBED IN THIS DEED OF CONVEYANCE.