

02-343-CD
BRIAN L. RAASCH et ux "vs" TOUCHSTONE CUSTOM HOMES

BRIAN L. RAASCH, and
CAROLYN M. RAASCH, his wife

vs.
(OWNER)

TOUCHSTONE CUSTOM HOMES,

(GENERAL CONTRACTOR)

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

: NO. 02-343-CD

:
:
: LOT NO. 5, MYERS ROAD, MORRISDALE
: CLEARFIELD COUNTY, PENNSYLVANIA

STIPULATION AGAINST LIENS

WHEREAS, Brian L. Raasch and Carolyn M. Raasch, his wife, the OWNER of the real estate described below, has or is about to execute a contract with Touchstone Custom Homes, whose principal business address is 713 US Highway 15S, Lewisburg, Pennsylvania, to construct a single family dwelling upon lands situate at Lot #5, Myers Road, Morrisdale, Clearfield County, Pennsylvania, and more particularly bounded and described on Exhibit "A" attached hereto and made a part hereof; and,

NOW, THEREFORE, this 4th day of December, 2001, before any authority had been given by Touchstone Custom Homes to commence work on said facilities, or purchase materials for same, in consideration of making of the above-described Contract with Brian L. Raasch and Carolyn M. Raasch, his wife, Owner, and in further consideration of One (\$1.00) Dollar paid to the general contractor by Brian L. Raasch and Carolyn M. Raasch, his wife, Owner, the receipt whereof is hereby acknowledged, it is agreed that no liens or claims shall be filed or maintained against the Owner's facilities and the land above-described, or upon Brian L. Raasch and Carolyn M. Raasch, his wife, the Owner, by the general contractor, or any of its subcontractors, or by any of the materialmen or workmen, or any other person acting through or under them, for or on account of any labor, or materials purchased, or extra labor or materials purchased for, towards, in or about the erection, construction, design and improvement of said facilities, under said contract or otherwise, the right to have, file and maintain such liens or claims against the facilities, the land above-described, and Brian L. Raasch and Carolyn M. Raasch, his wife, the Owner, being hereby expressly waived by the general contractor for itself, its subcontractors, all materialmen, or workmen and other acting through or under them.

IN WITNESS WHEREOF, each of the parties by their duly authorized representatives have hereunto executed the Stipulation Against Liens this 4th day of December, 2001.

WITNESS:

OWNER:

Brian L. Raasch
Brian L. Raasch

FILED

MAR 06 2002

ATTEST:

James J. Robert

CONTRACTOR:

Touchstone Custom Homes
General Contractor

William A. Shaw
Prothonotary

EXHIBIT "A"

ALL THAT CERTAIN piece or parcel of land situate in the Township of Graham, County of Clearfield and Commonwealth of Pennsylvania, being more particularly bounded and described as follows, to wit:

BEGINNING at a point, said place of beginning being the northern most corner of Lot #7 of the Alder Heights Subdivision, said point being on the centerline of Township Road T-682, and said point being the northwestern corner of Lot #5 to be conveyed and running, thence along the centerline of T-682 the following courses and distances: Along the arc of a circle 300.00 feet in radius an arc distance of 126.56 feet, curving to the right, the chord of said arc running South 76 degrees 20 minutes 04 seconds East, a distance of 125.63 feet to a point; South 64 degrees 14 minutes 55 seconds East, a distance of 25.12 feet to a point, said point being the northwestern corner with LeRoy Thompson; Thence along the western lien of LeRoy Thompson South 00 degrees 02 minutes 50 seconds West, passing through a $\frac{3}{4}$ " rebar (set) a distance of 18.31 feet and continuing on for a total distance of 650.18 feet to a $\frac{3}{4}$ " rebar (set), said rebar being a common corner with Lot #7; Thence along Lot #7 of the Alder Heights Subdivision North 70 degrees 37 minutes 59 seconds West, a distance of 251.15 feet to a $\frac{3}{4}$ " rebar (set), said rebar being the common corner with Lot #7; Thence along Lot #7 of the Alder Heights Subdivision North 08 degrees 41 minutes 00 seconds East, passing through a $\frac{3}{4}$ " rebar (set) a distance of 597.89 and continuing on for a total distance of 614.53 feet to a point, said point being on the centerline of T-682 and place of **BEGINNING**.

CONTAINING 2.783 acres (excluding T-682 right of way) as shown map prepared by Curry and Associates dated August 16, 1997 and revised on October 23, 1997.

BEING PART OF THE SAME PREMISES which County National Bank of Clearfield, Pennsylvania, by deed dated October 3, 1997 and recorded October 3, 1997 in the Office of the Recorder of Deeds in and for Clearfield County, Pennsylvania, in Book 1877, Page 269, granted and conveyed unto Joel L. Albert and Patricia A. Albert, husband and wife, as tenants by the entireties, as to one-fourth; Gary L. Thorp, an adult individual, as to one-fourth; Ronald D. Thorp, an adult individual, as to one-fourth; and David J. Thorp, an adult individual, as to one-fourth, as tenants in common to their respective one-fourth interest, **GRANTORS** herein.