

02-399-CD
LANCE J. McDOWELL, et al. -vs- CARTWRIGHT CONTRACTING

FILED

MAR 18 2002

STIPULATION AGAINST LIENS

LANCE J. McDOWELL
Homeowner
JANE ANNE McDOWELL
Homeowner
vs.

CARTWRIGHT CONTRACTING
Contractor

William A. Shaw
In the Court of Common Pleas, ~~Perry~~ ^{Probate}
Clearfield, Pennsylvania
Number 02-394-CD Term, 2002

WHEREAS, **LANCE J. McDOWELL AND JANE ANNE McDOWELL**, his wife, currently of RR 1 Box 90, Morrisdale, PA 16858, about to execute contemporaneously herewith, a contract, with **CARTWRIGHT CONTRACTING**, currently of RD 1 Box 409, Morrisdale, Pennsylvania, 16858, for the construction of a residential building upon premises situate in the Township of Graham, Clearfield County, Pennsylvania, bounded and described as follows:

ALL that certain piece of parcel of land situated in the Township of Graham, County of Clearfield and State of Pennsylvania, bounded and described as follows:

BEGINNING at an iron pin located on the South side of a sixteen foot (16.0) wide access road which leads to State Route No. 1009. Said point is South eight degrees, thirteen minutes, five seconds West (S 8° 13' 15" W) one hundred one feet (101.0) from the Northeast corner of the property of which this is a part of; thence along lands of, now or formerly, William I. Smeal, South eight degrees, thirteen minutes, five seconds West (S 8° 13' 05" W) six hundred forty-six and forty-eight hundredths feet (646.48) to an iron pin in the center of a small stream; thence along the centerline of said stream the following courses and distances, North fifty-seven degrees, fifty-nine minutes West (N 57° 59' W) twenty-nine and sixty-six hundredths feet (29.66); thence North twenty-two degrees, twenty-four minutes, fifty-five seconds West (22° 24' 55" W) fifty-five feet (55.0); thence North thirty-four degrees, forty-seven minutes, forty-five seconds West (N 34° 47' 45" W) eighteen and thirty two hundredths feet (18.32); thence South forty-nine degrees, two minutes, forty seconds West (S 49° 02' 40" W) twenty and seventy-five hundredths feet (20.75); thence North sixty-nine degrees, eight minutes, twenty seconds West (N 69° 08' 20" W) twenty-nine and fifty-six hundredths feet (29.56); thence North thirty-three degrees, forty-eight minutes, forty seconds West (N 33° 48' 40" W) forty-seven and two tenths feet (47.2); thence North eighty degrees, forty-one minutes, twenty seconds West (N 80° 41' 20" W) thirty-two and forty-four hundredths feet (32.44); thence North ten degrees, six minutes, twenty seconds West (N 10° 06' 20" W) fifty-seven and thirty-seven hundredths feet (57.37); thence North seventy-three degrees, seven minutes, twenty-five seconds West (N 73° 07' 25" W) thirty and ninety-seven hundredths feet (30.97); thence North forty-two degrees, six minutes, fifteen seconds West (N 42° 06' 15" W) thirty-six and seventy-two hundredths feet (36.72); thence North ten degrees, twenty-nine minutes,

forty seconds East (N 10° 29' 40" E) twenty-seven and forty-seven hundredths feet (27.47); thence North nineteen degrees, fifty-nine minutes, thirty seconds West (N 19° 59' 30" W) thirty-one and thirty-five hundredths feet (31.35); thence North fifty-nine degrees, sixteen minutes, five seconds East (N 59° 16' 05" E) twenty and forty-five hundredths feet (20.45); thence North one degree, thirty-five minutes, twenty-five seconds East (N 1° 35' 25" E) twenty-nine and fifty seven hundredths feet (29.57); thence North forty-eight degrees, forty-six minutes, fifty-five seconds West (N 48° 46' 55" W) thirty-one and sixty-four hundredths feet (31.64); thence North twenty-three degrees, twelve minutes, fifty seconds West (N 23° 12' 50" W) fifty and forty-four hundredths feet (50.44); thence North sixty-three degrees, no minutes, fifteen seconds West (N 63° 00' 15" W) nineteen and fifty-nine hundredths feet (19.59); thence South seventy-nine degrees, twenty-one minutes, thirty seconds West (N 79° 21' 30" W) forty-seven and six hundredths feet (47.06); thence North twenty-seven degrees, ten minutes, forty seconds West (N 27° 10' 40" W) fifty-eight and eighteen hundredths feet (58.18); thence North five degrees, forty-seven minutes, fifty seconds West (N 5° 47' 50" W) thirty-five and eighty-two hundredths feet (35.82); thence North forty degrees, twenty-three minutes, twenty-five seconds West (N 40° 23' 25" W) forty-two and ninety-five hundredths feet (42.95); thence North nine degrees, one minute, forty seconds East (N 9° 1' 40" E) nineteen and eighty-four hundredths feet (19.84); thence North forty-two degrees, thirteen minutes, ten seconds West (N 42° 13' 10" W) thirty-one and sixty-four hundredths feet (31.64); thence South fifty-six degrees, thirty-four minutes, five seconds West (S 56° 34' 05" W) thirty and thirty-four hundredths feet (30.34); thence North fifty-six degrees, fifty-one minutes, twenty-five seconds West (N 56° 51' 25" W) twenty-four and nineteen hundredths feet (24.19); thence North six degrees, thirty-nine minutes West (N 6° 39' W) thirty-seven and forty-five hundredths feet (37.45) to an iron pin located on the South side of the above mentioned sixteen (16) foot wide access road; thence along said road the following courses and distances, North eighty-two degrees, two minutes, fifty-five seconds East (N 82° 02' 55" E) fifty-five and fifty-three hundredths feet (55.53) to an iron pin; thence North sixty-seven degrees, forty-one minutes, five seconds East (N 67° 41' 05" E) sixty-two and ninety-two hundredths feet (62.92) to an iron pin; thence North seventy-three degrees, sixteen minutes, forty-five seconds East (N 73° 16' 45" E) seventy-one and twenty-three hundredths feet (71.23) to an iron pin; thence North eighty degrees, eight minutes, forty seconds East (N 80° 08' 40" E) one hundred sixty-one and fourteen hundredths feet (161.14) to an iron pin; thence North eighty-five degrees fourteen minutes East (N 85° 14' E) eighty-eight and twelve hundredths feet (88.12) to an iron pin; thence South eighty-two degrees, forty-one minutes, forty-five seconds East (S 82° 41' 45" E) sixty-seven and eighty-nine hundredths feet (67.89) to an iron pin; thence South sixty-nine degrees, thirty-nine minutes East (S 69° 39' E) forty-two and nine tenths feet (42.9) to an iron pin and place of beginning.

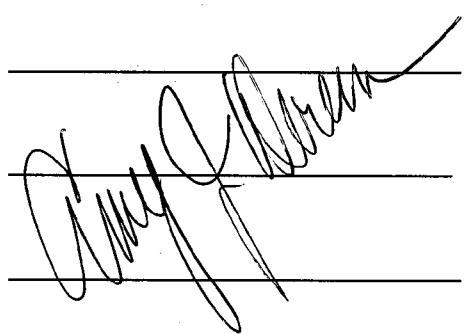
CONTAINING 4.3189 acres. Known as Lot No 1 addition on a map entitled Property Survey Map Showing Subdivision of Land to Be Conveyed as Lot Additions as prepared by Nicholas Shirokey dated August 5, 2001 and recorded in Clearfield County on August 14, 2001 to Map File Number 2371.

TAX ID #116-P7-50

NOW, March 15, 2002, at the time of and immediately before the execution of the principal contract, and before any authority has been given by the said **LANCE J. McDOWELL AND JANE ANNE McDOWELL**, his wife, to the said **CARTWRIGHT CONTRACTING**, to commence work on the said building, or purchase materials for the same in consideration of the making of the said contract with **LANCE J. McDOWELL AND JANE ANNE McDowell**, his wife, and the further consideration of One Dollar, to **CARTWRIGHT CONTRACTING**, paid by **LANCE J. McDOWELL AND JANE ANNE McDowell**, his wife, it is agreed that no lien shall be filed against the building by the contractor, or any sub-contractor, nor by any of the material men or workmen or any other person for any labor, 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 AND SEALED IN THE PRESENCE OF:



Lance J. McDowell
Homeowner

Jane Anne McDowell
Homeowner

Daniel A. Cartwright
Contractor

FILED

MAR 18 2002

cc
Atty of Thompson
William A. Shaw
Prothonotary
Atty pd. 20.00