

02-892-CD  
DONALD F. STIVER et al -vs- BLACK'S HOMES SALES, INC.

Prothon.

UNITED STATES DEPARTMENT OF AGRICULTURE  
RURAL DEVELOPMENT

02-892-08

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DONALD F. STIVER  
ANNETTE M. STIVER

VS

BLACK'S HOME SALES, INC.

STIPULATION AGAINST LIENS

WHEREAS BLACK'S HOME SALES, INC. entered into a contract with DONALD F. STIVER AND ANNETTE M. STIVER 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 CHEST Township, 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 3 day of JUNE, 2002.

WITNESSES:

Wm. Lynn Hollen  
Wm. Lynn Hollen  
Adrian Long

Donald F. Stiver (SEAL)  
Annette M. Stiver (SEAL)  
Mymer (SEAL)

FILED

JUN 04 2002

William A. Shaw  
Prothonotary

## Schedule A

ALL that certain parcel of land with the improvements thereon situate and located in Chest Township, Clearfield County, Pennsylvania, bounded and described as follows:

BEGINNING at an Iron Pipe on the Western Right-of-Way of State Highway No. S.R. 3003 on line of lands now or formerly of Dorothy E. Stiver; thence by same North 89 degrees 50 minutes 13 seconds West 53.87 feet to an Iron Pipe; thence still by same North 35 degrees 33 minutes 02 seconds West 396.85 feet to an Iron Pipe (set); thence still by same North 6 degrees 49 minutes 42 seconds West 415.17 feet to a Plastic Pipe-Encased Concrete Pillar on the corner of a 1.85 acres parcel now or formerly of Thomas E. Stiver; thence by same North 45 degrees 57 minutes 08 seconds East 203.78 feet passing through a Broken-Off Plastic Pipe-Encased Concrete Pillar 3.78 feet short of the corner to an Iron Pin corner at the Southwestern Right-of-Way of State Highway No. S.R. 3003 having a 33 foot wide Roadway; thence by said Right-of-Way South 36 degrees 27 minutes 03 seconds East 219.15 feet to a Point of Curvature (P.C.); thence still by same around a Curve to the Right having a Radius of 284.00

feet and Arc Length of 179.748 feet and having a Chord running South 18 degrees 19 minutes 09 seconds East 176.763 feet to a Point of Tangency (P.T.); thence still by said Right-of-Way South 0 degrees 11 minutes 15 seconds East 532.87 feet to the place of beginning, Containing 193,765.1 square feet or 4.44823 acres by calculation.

BEING a portion of the same premises which Arnold R. Stiver, Administrator of the Estate of James C. Stiver, deceased, et al. granted and conveyed to Robert F. Stiver and Dorothy Stiver, husband and wife, under a deed dated February 15, 1975 which was recorded in the Office of the Recorder of Deeds in and for Clearfield County on April 11, 1975 in Deed Book 698, Page 520.

RESERVING AND EXCEPTING all the coal with mining rights and privileges as reserved and excepted in prior conveyances in the chain of title.