

02-1117-CD
SHANE S. PENTZ et al -vs- HAUBERT HOMES, INC.

JP *Priority*
FILED

JUL 19 2002

0110.55 (w) William A. Shaw
Prethonetary 2002

Stipulations Against Liens

SHANE S. PENTZ :
LAURA MARIE PENTZ :
Owners : In the Court of Clearfield County, PA
vs. :
HAUBERT HOMES, INC. : Number 2002-1117-C0 Term, 2002
Contractor :

Whereas, SHANE S. PENTZ and LAURA MARIE PENTZ 820 Daisy Street, Clearfield, PA 16830 are about to execute contemporaneously herewith, a contract with HAUBERT HOMES, INC. for the construction of a split level dwelling with garage upon a lot of land described as:

ALL that certain plot, piece or parcel of land, known as Lot D19 and Lot D20 combined, situate in Jo-Lin Acres, Pike Township, Clearfield County, Pennsylvania, bounded and described as follows:

BEGINNING at a 5/8" rebar at the northwestern corner of the parcel herein described, said 5/8" rebar also being in the eastern line of Second Street, a fifty (50) foot wide street; thence by Lots D7, D8 and D9 in the Plan of Lots of Jo-Lin Acres (N 45° 14' 40" E) 250.00 feet to a 5/8" rebar; thence by Lot D18 in the Plan of Lots of Jo-Lin Acres (S 44° 45' 20" E) 135.00 feet to a 5/8" rebar set in the northern right-of-way of line of Roblin Street, a fifty (50) foot wide street; thence by the northern line of said Roblin Street as it has been constructed the following courses and distances: (S 52° 48' 23" W) 37.50 feet to a point, (S 65° 55' 15" W) 58.31 feet to a point and (S 73° 04' 06" W) 178.96 feet to a 5/8" rebar set in the eastern line of Second Street, a fifty (50) foot wide street; thence by the eastern line of said Second Street (N 44° 45' 20" W) 25.95 feet to a 5/8" rebar set in the eastern line of said Second Street and the place of beginning. Containing 0.509 acres or 22,177.559 square feet.

A survey was completed by Yost Surveying on August 24, 2001.

This conveyance is made UNDER AND SUBJECT to Declaration of Protective Covenants filed in the Office of the Register and Recorder for Clearfield County in Deed and Record Book 1475, page 362; ALSO UNDER AND SUBJECT TO Supplemental Declaration of Protective Covenants dated September 21, 1992, recorded in the Office of the Recorder of Deeds for Clearfield County in Deed and Record Book 1485, page 473; ALSO UNDER AND SUBJECT TO Amended Declaration of Protective Covenants dated July 22, 1993, and filed in the Office of the Recorder of Deeds for Clearfield County in Deed and Record Book 1553, page 123. ALSO UNDER AND SUBJECT to Modified Declaration of Protective Covenants dated March 31, 2000 and recorded in the Office of the Register and Recorder for Clearfield County as Instrument No. 200004405.

EXCEPTING AND RESERVING an easement for the construction and maintenance of utility lines.

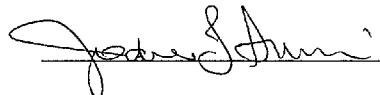
BEING the same premises which vested in Shane S. Pentz and Laura Marie Pentz, his wife, by deed from D.D.M. Development, Inc., dated November 21, 2001 and recorded in Clearfield County in the Recorders Office as Instrument No. 2001-18962 on November 26, 2001.

Now, June 21, 2002, at the time of and immediately before the execution of the principal contract, and before any authority has been given by the said SHANE S. PENTZ and LAURA MARIE PENTZ to the said HAUBERT HOMES, INC. to commence work on the said building, or purchase materials for the same in consideration of the making of the said contract with SHANE S. PENTZ and LAURA MARIE PENTZ and the further consideration of One Dollar,

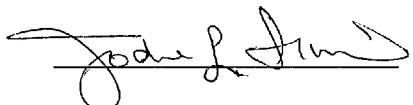
to SHANE S. PENTZ and LAURA MARIE PENTZ paid by HAUBERT HOMES, INC., it is agreed that no lien shall be filed against the building by the contractor, or any sub-contractor, nor by any of the material men or workmen or any other person for any labor, or materials purchased, or extra labor or materials 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 and Sealed in
the presence of



Shane S. Pentz (SEAL)
Shane S. Pentz, Owner



Laura Marie Pentz (SEAL)
Laura Marie Pentz, Owner

HAUBERT HOMES, INC.



By: Michael A. Peters (SEAL)
Michael A. Peters, Division Mngr.

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LAURA MARIE PENTZ
Owners

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HAUBERT HOMES, INC.
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