

02-1251-CD
THE SALVATION ARMY -vs- MICALE CONSTRUCTION SERVICES,

02-1251-CO

Stipulations Against Liens

THE SALVATION ARMY

Owner

MICALE CONSTRUCTION SERVICES, INC.

Contractor

In the Court of Common Pleas, County of

Clearfield

, Pennsylvania

Number _____ Term, ~~b~~ 2002

WHEREAS, The Salvation Army (hereafter called "Owner"), a New York Corporation, with offices located at 440 West Nyack Road, West Nyack, New York 10994-1739 ~~Pennsylvania~~ is about to execute contemporaneously herewith, a contract, with MiCale Construction Services, Inc. (hereafter called "Contractor") of 416 Main Street, Kersey, Pennsylvania 15846 ~~Pennsylvania~~ for the ~~renovation~~ and refurbishment ~~of a~~ two-story ~~Pennsylvania~~ building upon a lot of land situate in Lawrence Township, Clearfield County, Pennsylvania, bounded and described as follows:

SEE ATTACHED

FILED

AUG 12 2002 *Ex-12*

01230 Atty Date
William A. Shaw
Prothonotary

pd \$20.00

40cc

NOW, this 8th day of July, 2002, at the time of and immediately before the execution of the principal contract, and before any authority has been given by the said Owner

to the said Contractor

to commence work on the said building, or purchase materials for the same in consideration of the making of the said contract with Owner and the further

consideration of One Dollar, to be paid by Owner

, 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 ~~renovation~~ and refurbishment ~~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

Alma L. Luster

Tom L. Micale

Secretary

THE SALVATION ARMY

By

PETER M. STRITZINGER

AN ASSISTANT SECRETARY

Owner

MICALE CONSTRUCTION SERVICES, INC.

Seal

Seal

By: Anthony C. Micale pres.

Contractor

Seal

Stipulation
Against Liens

Owner

THE SALVATION ARMY

versus

Contractor

MICALE CONSTRUCTION SERVICES, INC.

No. _____ Term, 19

Filed _____ 19

Property description - The Salvation Army

ALL those certain lots or parcels of ground, with improvements thereon, situate in Lawrence Township, Clearfield County, Pennsylvania, bounded and described as follows:

PARCEL ONE:

BEGINNING at a found 1/2" iron rebar corner; said corner being the northwest corner of the property described herein; thence along land of Clearfield Area School District, South 79 degrees 09 minutes 00 seconds East, a distance of 155.89 feet to a found 1/2" iron rebar corner; thence along an (unopened) alley and an (unopened) unnamed street, North 08 degrees 56 minutes 59 seconds East, a distance of 53.30 feet to a found 1/2" iron rebar corner; thence along land of now or formerly Clearfield Borough, South 66 degrees 51 minutes 35 seconds East, a distance of 477.19 feet to a found 1/2" iron rebar corner; thence along the right-of-way line of (unopened) Summit Street, South 08 degrees 14 minutes 28 seconds West, a distance of 17.99 feet to a found 1/2" iron pipe corner; thence along the right-of-way line of (unopened) Summit Street, South 08 degrees 08 minutes 06 seconds West, a distance of 232.21 feet to a found railroad spike; thence along the right-of-way line of Burchfield Street, North 78 degrees 56 minutes 07 seconds West, a distance of 622.97 feet to a found pk nail; thence along the right-of-way line of Byers Street, North 09 degrees 03 minutes 47 seconds East, a distance of 296.04 feet to a found 1/2" iron rebar corner, the place of beginning.
CONTAINING 4.26 acres as shown on a map titled "Land to be conveyed from Clearfield Area School District to the Salvation Army", as prepared by Hess & Fisher Engineers, Inc. dated January 25, 2002.

Being further identified as Clearfield County Assessment Map No. 123-K8-243-33, as shown on the assessment map for Clearfield County, Pennsylvania.

PARCEL TWO:

BEGINNING at a found 1/2" iron rebar corner; said corner being the southwest corner of the property described herein; thence along the right-of-way line of Byers Street these following courses and distances: North 06 degrees 07 minutes 21 seconds East, 47.49 feet to a point; North 08 degrees 00 minutes 55 seconds West, 22.72 feet to a point; thence along an (unopened) unnamed street, South 66 degrees 51 minutes 35 seconds East, a distance of 153.46 feet to a point; thence along an (unopened) alley, South 08 degrees 56 minutes 59 seconds West, a distance of 36.18 feet to a point; thence along land of Clearfield Area School District, North 79 degrees 09 minutes 00 seconds West, a distance of 139.89 feet to a found 1/2" iron rebar corner, the place of beginning.
CONTAINING 0.17 acres as shown on a map titled "Land to be conveyed from Clearfield Area School District to the Salvation Army", as prepared by Hess & Fisher Engineers, Inc. dated January 25, 2002.

Being further identified as Clearfield County Assessment Map No. 123-K8-243-19 as shown on the assessments map for Clearfield County, Pennsylvania.