

02-1716-CD
DIANA L. TURNER vs. MICHAEL E. POWERS

FILED

NOV 01 2002

William A. Shaw
IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

PA
NO. 02- 1716 -CD

STIPULATION AGAINST LIENS

THIS AGREEMENT, made this 31st day of October, 2002, BETWEEN
DIANA L. TURNER, of 213 West Sheridan Avenue, DuBois, Pennsylvania 15801, herein
referred to as Owner,

- A N D -

MICHAEL E. POWERS, of 970 Treasure Lake, DuBois, Clearfield County, Pennsylvania
15801, herein referred to as Contractor,

WHEREAS, DIANA L. TURNER, Owner herein, is about to execute
contemporaneously herewith, a contract, with MICHAEL E. POWERS, Contractor herein
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 Union Township, County of Clearfield and Commonwealth of Pennsylvania,
bounded and described as follows:

ALL that certain tract or piece of land situate and lying in Union Township, Clearfield
County, Pennsylvania, bounded and described as follows:

BEGINNING at a point in the center of Township Road T-360 and on line of land now or
formerly of Dwight Hollopeter; thence along the center line of Township Road T-360 North
47 degrees 00 minutes East 171.2 feet to a point at the intersection with Township Road
T-376; thence along the center line of Township Road T-376 the following courses and
distances: South 35 degrees 11 minutes East 195.00 feet; South 36 degrees 11 minutes East
180.0 feet; South 35 degrees 30 minutes East 180.0 feet to a point in the middle of
Township Road T-376 and at the line of lands now or formerly of Dressler; thence along the
line of lands now or formerly of Kenneth Dressler, et us South 54 degrees 00 minutes West

181.8 feet to a point in line of land now or formerly of Kenneth Dressler, et ux and Arden Beard; thence along line of lands now or formerly of Arden Beard and Dwight Hollopeter the following courses and distances: North 31 degrees 25 minutes West 180.6 feet; North 35 degrees 46 minutes West 180.0 feet; North 35 degrees 46 minutes West 173.9 feet to a point in the center of Township Road T-360 and the place of beginning.

NOW, the day and date first above written, and at the time of and immediately before the execution of the principle contract, and before any authority has been given by the said owners 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 (\$1.00) to contractor paid by owner, it is hereby agreed by and between the said parties hereto that the said contractor for themselves and their sub-contractor and all parties acting through or under them, covenant and agree that no mechanics lien or claim shall be filed or maintained by them, or any of them, against the said building and lot of ground appurtenant thereto, for or on account of any work done or materials furnished by them, or any of them, under the principle contract or otherwise for, toward, in, or about the erection and construction of the said building, and the said contractor, for themselves and their sub-contractor and others under them, hereby expressly waive and relinquish the right to have or maintain any mechanics lien or claim against the said building or the lot of ground appurtenant thereto, and that this agreement waiving the right of lien shall be an independent covenant.

IN WITNESS WHEREOF, the said parties hereto have hereunto set their hands and seals this day and date first above written.

WITNESSES:

By *M. E. Powers*
MICHAEL E. POWERS, Contractor

Diana L. Turner
DIANA L. TURNER, Owner

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No CC

William A. Shaw
Prothonotary