

02-1993-CD  
BURNELL KEARNEY, et al. vs. ZOOK'S MASONRY LLP

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - LAW

BURNELL KEARNEY and  
CHARLENE R. KEARNEY, h/w  
169 Dogwood Drive  
Morrisdale, PA. 16858  
Owner

vs.

ZOOK'S MASONRY LLP  
370 Rockville Rd.  
Belleville, PA 17004  
Contractor

\* \* \* \* \*

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370 Rockville Rd.  
Belleville, PA. 17004  
Contractor

vs.

BURNELL KEARNEY and  
CHARLENE R. KEARNEY, h/w  
169 Dogwood Drive  
Morrisdale, PA. 16858  
Owner

No. 02-1993-CD

FILED

DEC 30 2002

William A. Shaw  
Prothonotary

STIPULATION AGAINST LIENS

WHEREAS, BURNELL KEARNEY and CHARLENE R. KEARNEY, his wife, both of 169 Dogwood Drive, Morrisdale, Pennsylvania 16858, of the one part, herein called "Owner", and ZOOK'S MASONRY LLP, of 170 Rockville Rd., Belleville, Pennsylvania 17004, of the other part, herein called "Contractor", did execute a contract for masonry work to be done on Owner's lot situate in Graham Township, Clearfield County, Pennsylvania, bounded and described as follows:

**BEGINNING** at an iron pin at the Southeast corner, also being the Southeast corner of the larger tract that this parcel is a part of; thence North Three degrees Thirty minutes East (N 3° 30' E) Two Hundred Six (206') feet along land now or formerly of Frank Albert to an iron pin; thence along land now or formerly of Dolores Sklar and Dorothy Rothrock North Eighty-six degrees Thirty minutes West (N 86° 30' W) Two Hundred thirty-three and Five tenths (233.5') feet to an iron pin;

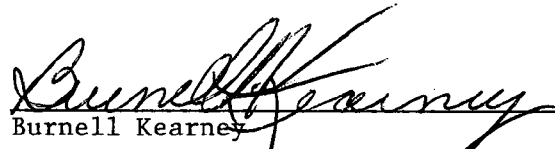
thence along land now or formerly of Isaac Rothrock South Three degrees Thirty minutes West (S 3° 30' W) Two Hundred Six (206') feet to an iron pin; thence South Eighty-six degrees Thirty minutes East (S 86° 30' E) Two Hundred Thirty-three and Five tenths (233.5') feet to the place of beginning. **CONTAINING** One and One tenth (1.1) acres.

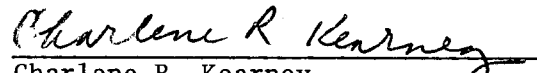
Also having the rights of ingress, egress and regress over a twenty foot width road right-of-way beginning at the Northwest corner now or formerly of Dorothy Rothrock; thence Twenty (20') feet in width East of a line running South Three degrees Thirty minutes West (S 3° 30' W) One Hundred Twenty-one and Six tenths (121.6') feet; thence North of and along property lines now or formerly of Betty Thompson and now or formerly of Isaac Rothrock South Eighty-six degrees Thirty minutes East (S 86° 30' E) Three Hundred (300') feet; thence over land now or formerly of Dolores Sklar and Dorothy Rothrock South Three degrees Thirty minutes West (S 3° 30' W) Eighty-four and Four tenths (84.4') feet to the Northwest corner of the parcel herein described.

NOW, this 30<sup>th</sup> day of December, 2002, before any authority has been given by the said Owner to Contractor to commence work or furnish materials for the same, and before any work has been done or materials furnished, and in consideration of the making of the contract, and the further consideration of the sum of One (\$1.00) Dollar by each of the parties to the other in hand paid, the receipt whereof is hereby acknowledged, it is agreed that no lien shall be filed against the buildings or improvements to be erected upon the above described premises, nor against the estate or title of the Owner in the property above described by any contractor, including the contractor executing this agreement, nor by any sub-contractor, nor by any of the materialmen, or workmen or any other person, firm or corporation for any labor or materials purchased or furnished for the construction and erection of the said building; the right to file such liens being hereby expressly waived.

WITNESS the due execution of this agreement the day and year first above written.

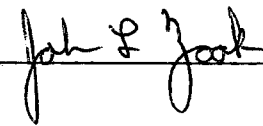
OWNER:

  
Burnell Kearney

  
Charlene R. Kearney

CONTRACTOR:

ZOOK'S MASONRY LLP

By  \_\_\_\_\_

FILED

ice Atty Collins

01/31/17 Btl  
DEC 30 2002

Atty Pd. 20.00

William A. Shaw  
Prothonotary