

03-385-CD
PAUL J. PARANICH VS. HAUBERT HOMES

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

PAUL J. PARANICH
611 Stone Street
Osceola Mills, PA. 16666
Owner

vs.

HAUBERT HOMES
73 Beaver Drive
DuBois, PA 15801
Contractor

HAUBERT HOMES
73 Beaver Drive
DuBois, PA 15801
Contractor

vs.

PAUL J. PARANICH
611 Stone Street
Osceola Mills, PA. 16666
Owner

No. 2003-385-CP

FILED

MAR 19 2003

William A. Shaw
Prothonotary

STIPULATION AGAINST LIENS

WHEREAS, PAUL J. PARANICH, of 611 Stone Street, Osceola Mills, Pennsylvania, of the one part, herein called "Owner", and HAUBERT HOMES of 73 Beaver Drive, DuBois, Pennsylvania 15801, of the other part, herein called "Contractor", did execute a contract for a dwelling house to be erected on Owner's lot situate in Woodward Township, Clearfield County, Pennsylvania, bounded and described as follows:

BEGINNING at a stake on the East side of Kirk Street bearing South 26 degrees East 99.4 feet from the South East corner of said Kirk Street and First Avenue North; thence by said Kirk Street South 26 degrees East 287 2/10 feet to the North bank of Whiteside Run; thence meandering the same in an Easterly direction 500 feet more or less to the West side of Linn Street; thence thereby North 26 degrees West 335 feet to a stake and thence South 64 degrees West 500 feet to the place of beginning. **Containing** 3 acres of land, more or less.

Excepting and Reserving all exceptions and reservations as are contained in prior deeds in the chain of title.

Further Excepting and Reserving from the above property the following property subject to Eminent Domain Proceedings to Clearfield County File No. 95-433-CD; the said property bounded and described as follows:

Beginning at a point on the east right-of-way line of North Kirk Street; said point being a distance of 185.00 feet southeast from the northwest corner of land of the James Concel Estate; thence extending through land of the James Concel Estate the following 3 courses and distances; (1) North 54 degrees 48 minutes 44 seconds East, a distance of 100.00 feet to an iron pin; (2) South 35 degrees 11 minutes 16 seconds East, a distance of 55.00 feet to an iron pin; (3) South 54 degrees 48 minutes 44 seconds West, a distance of 100.00 feet to an iron pin on the East right-of-way line of North Kirk Street; thence along the same North 35 degrees 11 minutes 16 seconds West, a distance of 55.00 feet to an iron pin, the place of beginning. **Containing** 5,500 square feet.

Further Excepting and Reserving a twenty foot wide strip of land for a right-of-way only, subject to Eminent Domain Proceedings filed to Clearfield County File No. 95-771-CD which runs from the above property in a southwesterly direction toward Kirk Street.

NOW, this 18th day of March, 2003, 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:

Paul J. Paranich

Paul J. Paranich

CONTRACTOR:

HAUBERT HOMES.

By *Michael Pt*

FILED

MAR 19 2003

019:551 m
William A. Shaw
Prothonotary

no cent 00
2003