

03-388-CD  
COALPORT SENIOR HOUSING, INC. VS.  
RICHARD G. TRUESDALE & ASSOCIATES

# Stipulations Against Liens

COALPORT SENIOR HOUSING, INC.

Owner

vs.

RICHARD G. TRUESDALE & ASSOCIATES

Contractor

In the Court of Common Pleas, County of

Clearfield, Pennsylvania

Number 388 Term, 2003

WHEREAS, **COALPORT SENIOR HOUSING, INC.** of Blair County, Pennsylvania, is about to execute contemporaneously herewith, a contract, with **RICHARD G. TRUESDALE & ASSOCIATES** of Altoona, Pennsylvania, for the erection of a dwelling/building upon a lot of land situate in the Borough of Coalport, County of Clearfield and Commonwealth of Pennsylvania, as more fully described on the attached Exhibit "A".

NOW, March 19, 2003, at the time of and immediately before the execution of the principal contract, and before any authority has been given by the said owner(s) 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 contractor and the further consideration of One Dollar, to contractor paid by owner(s), 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

John W. Foreman  
John W. Foreman, Secretary

John A. Palko  
By John A. Palko (Seal)  
John A. Palko, President

WITNESS:

William A. Shaw  
hereby certify this to be a true  
and attested copy of the original  
as deposited in this case.

RICHARD G. TRUESDALE & ASSOCIATES

**FILED**

Richard G. Truesdale (Seal)

MAR 19 2003

MAR 19 2003

William A. Shaw  
Prothonotary

*Stipulation  
Against Liens*

\_\_\_\_\_  
Owner

COALPORT SENIOR HOUSING, INC.

versus

Contractor

RICHARD G. TRUESDALE &  
ASSOCIATES

\_\_\_\_\_

No. \_\_\_\_\_ Term, 2003

Filed \_\_\_\_\_ 2003

\_\_\_\_\_  
GOLDSTEIN, HESLOP, STEELE,  
CLAPPER & OSWALT

ATTORNEYS AT LAW

414 NORTH LOGAN BOULEVARD  
ALTOONA, PENNSYLVANIA

16602

COALPORT SENIOR HOUSING, INC.

1070 MAIN STREET

BOROUGH OF COALPORT

Clearfield County, Pennsylvania

(HUD Project No. 033-EE102)

EXHIBIT A

LEGAL DESCRIPTION OF THE PROJECT PROPERTY

ALL that certain piece or parcel of land situate in the Borough of Coalport, County of Clearfield and Commonwealth of Pennsylvania, being more particularly bounded and described as follows:

BEGINNING at an iron pin on the easterly right-of-way line of Main Street (S.R. 0053), said iron pin being located on the common boundary line of the parcel herein described and lands now or formerly of Joseph Rososky, et al. (Tax Parcel No. H17-346-20); thence along the easterly right-of-way line of Main Street (S.R. 0053), North 15 degrees 52 minutes East a distance of 99 feet to an iron pin on line of land now or formerly of Daniel J. and Flora M. Gibbons (Tax Parcel No. 5-H17-346-23.1); thence along said line of Gibbons the following two (2) courses and distances: (1) South 74 degrees 08 minutes East a distance of 68 feet to a set iron pin, and (2) North 15 degrees 52 minutes East a distance of 93 feet to an iron pin on line of land now or formerly of Francis Diehl; thence along the same South 74 degrees 08 minutes East a distance of 56 feet to an iron pin on the easterly line of Railroad Street (unopened); thence along the same the following (3) courses and distances: (1) South 18 degrees 49 minutes West a distance of 102.15 feet to an iron pin; (2) South 02 degrees 49 minutes 54 seconds West a distance of 41.04 feet to an iron pin; and (3) South 17 degrees 00 minutes 45 seconds West a distance of 50.01 feet to an iron pin on line of land now or formerly of Josephine Rososky, et al.; thence along the same, North 74 degrees 08 minutes West a distance of 127 feet to an iron pin on the easterly right-of-way line of Main Street (S.R. 0053), the place of beginning. Being all of Tax Parcel 5-H17-346-22; and containing 3.99 acres described in accordance with that certain plan entitled ALTA/ACSM Land Title Survey for Coalport Senior Housing, Inc., dated September 10, 2002, as prepared by Keller Engineers, Inc. (indexed as Project No. 679-3) as most recently revised and certified on February 26, 2003, by Andrew H. Ebersole, Registered Professional Land Surveyor.

FILED

MAR 19 2003

0/10:30 a.m.  
William A. Shaw  
Prothonotary

1 cc 5 Kelly

I hereby certify that the above is a true and correct copy of the original as filed in the office of the Prothonotary.

MAR 19 2003

Attest:

*Lyne Shaw*  
Prothonotary  
Clerk of Courts