

03-1455-CD

RICHARD D. AURAND vs. CALIBER POLE BUILDINGS

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

RICHARD D. AURAND :  
Owner :  
vs.

CALIBER POLE BUILDINGS :  
P. O. Box 123 :  
Smithmill, Pa., 16680, :  
Contractor :  
vs.

: No. 2003- 1455-CD

FILED

SEP 26 2003

STIPULATION AGAINST LIENS

William A. Shaw  
Prothonotary/Clerk of Courts

WHEREAS, Richard D. Aurand of St. Agnes Drive, Morrisdale, Clearfield County, Pennsylvania, of the one part, herein called "Owner",

AND

CALIBER POLE BUILDINGS of P. O. Box 123, Smithmill, Pennsylvania, of the other part, herein called "Contractor", did execute a contract for the construction of a 30x40x8 building situate as follows:

ALL that certain lot or parcel of land located and situate in Morris Township, Clearfield County, Pennsylvania, being bounded and described as follows:

BEGINNING at an iron pin on the Northerly right of way line of State Route No. S.R. 2034, and marking the Southeasterly corner of the herein described Lot No. 1 of the Liberty R. Catherine Subdivision, and also marking the Southwesterly corner of Lot No. 2 of said subdivision; thence along the said right of way line of S.R. 2034 North 87 degrees 53 minutes 57 seconds West a distance of 229.63 feet to a point on said right of way line; thence along said right of way line North 88 degrees 40 minutes 52 seconds West a distance of 118.84 feet to an iron pin on the Easterly side of a private drive; thence along said private drive North 01 degrees 13 minutes 54 seconds West a distance of 7.15 feet to an iron pin on the Southerly right of way line of Conrail (now J. P. Corman Railroad); thence along said railroad North 87 degrees 39 minutes 07 seconds East a distance of 75.00 feet to a point on said right of way line; thence along said right of way line North 84 degrees 32 minutes 34 seconds East a distance of 144.24 feet to a point on said right of way line; thence along said right of way line North

80 degrees 36 minutes 26 seconds East a distance of 135.31 feet to an iron pin on said railroad right of way line and marking the Northwest corner of Lot No. 2 of said subdivision; thence along said Lot No. 2 South 03 degrees 42 minutes 30 seconds West a distance of 57.30 feet to an iron pin marking the place of beginning.

CONTAINING 0.217 acres and being No. 1 of the Liberty R. Catherine Subdivision as shown on a plan prepared by Stephen W. Norfolk P.L.S. dated December 14, 1996, but not yet recorded in the Office of the Recorder of Deeds of Clearfield County.

BEING the same premises granted and conveyed unto the owner herein Joyce E. Killion dated June 23, 2003, and entered for record in the office of the Recorder of Deeds of Clearfield County, Pennsylvania, as Instrument Number 200312105.

Now, this 23rd day of September, 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 subcontractor, nor by any of the materialmen, or workmen or any other person, firm or corporation for any labor or materials purchased or furnished for extra 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.

CONTRACTOR:

CALIBER POLE BUILDINGS

Tara E. Domanick

OWNER:

Richard D'Amato

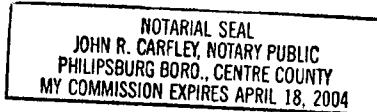
STATE OF PENNSYLVANIA :

COUNTY OF CENTRE :

On this 23rd day of September, 2003, before me, the  
undersigned officer, personally appeared Tara E. Domanick of  
Caliber Pole Buildings known to me to be the person whose name is  
subscribed to the within instrument and acknowledge that she  
executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I have hereunto set my hand and seal.

John Carley

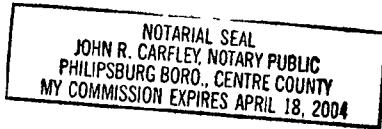


STATE OF PENNSYLVANIA : :

COUNTY OF CENTRE : :

On this 23<sup>rd</sup> day of September, 2003, before me, the undersigned officer, personally appeared Richard D. Aurand known to me to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I have hereunto set my hand and seal.



**FILED**

No cc

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SEP 26 2003

Atty Castley

William A. Shaw

Prothonotary/Clerk of Courts

Pd. 26.00