

04-744-CD
WILLIAM B. KLINE, JR. et al. vs. HAUBERT HOMES, INC.

William Kline et al vs. Haubert Homes, Inc.
2004-744-CD

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

NO. 04- 744 -CD

STIPULATION AGAINST LIENS

THIS AGREEMENT, made this 20th day of MAY, 2004, BETWEEN
WILLIAM B. KLINE, JR. and LISA R. KLINE, husband and wife, of 407 Pauline Drive,
Clearfield, Pennsylvania 16830, herein referred to as Owners,

- A N D -

HAUBERT HOMES, INC., of 15 Central Boulevard, Camp Hill, PA 17011, herein referred
to as Contractor,

WHEREAS, WILLIAM B. KLINE, JR. and LISA R. KLINE, husband and wife,
Owners herein, is about to execute contemporaneously herewith, a contract, with
HAUBERT HOMES, INC., 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 Lawrence Township, County of
Clearfield and Commonwealth of Pennsylvania, bounded and described as follows:

ALL that certain tract of land situated in Lawrence Township, Clearfield County, Pennsylvania,
bounded and described as follows:

BEGINNING at an iron pin, being a westerly corner of Lot No. 56 and lying in an easterly right-of-way line of Rocky Bend Road (50' R/W); thence along said R/W North 10 degrees 51 minutes 46 seconds East 42.81 feet to an iron pin; thence continuing along said R/W along a curve to the left, having a chord bearing of North 00 degrees 23 minutes 34 seconds East a chord distance of 118.12 feet, a radius of 325.00 feet, and an arc length of 118.78 feet to an iron pin, lying in an easterly line of said right-of-way and being a southerly corner of Lot No. 58; thence along said Lot North 60 degrees 09 minutes 27 seconds East 678.98 feet to an iron pin, being an easterly corner of said Lot and lying along the southerly edge of the West Branch of the Susquehanna River; thence along the West Branch of the Susquehanna River along a curve to the left, having a chord bearing of South 62 degrees 19 minutes 48 seconds East a chord distance of 159.45 feet, a radius of 1200.00 feet, and an arc length of 159.57 feet to an iron pin, lying along the southerly edge of the West Branch of the Susquehanna River and being a northerly corner of Phase 2 Lands; thence along said Lands and

along Lot No. 56 South 60 degrees 09 minutes 27 seconds West 852.02 feet to an iron pin, being the place of beginning, containing 2.337 acres.

BEING known as Lot No. 57 on the River's Bend Subdivision Plan, Final Subdivision Plan, Phase 1 Overall Record Plan dated December 11, 2001 and recorded in the Office of the Register and Recorder for Clearfield County as Map File No. 2495.

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:

C. C. Kline
John B. Kline
Spencer A. Kline
Spencer A. Kline

By WILLIAM B. KLINE, JR. Contractor

WILLIAM B. KLINE, JR. Owner

LISA R. KLINE Owner