

04-1091-CD
WARREN & DECASPER QUALITY BUILDERS VS CHAD E GEARHART, et al

Warren & Decasper vs Chad Gearhart et al
2004-1091-CD

04-1091-03

Stipulation Against Liens

THIS AGREEMENT made the 9th day of July , 1994
by and between WARREN & DECASPER QUALITY BUILDERS, a Pennsylvania general partnership
with a principal place of business at P.O. Box 1, Olanta, Pennsylvania,

hereinafter referred to as *Contractor*,

AND

CHAD E. GEARHART AND KIMBERLY J. GEARHART, husband and wife, of 11 N.W. Third Avenue, Clearfield, Pennsylvania

Owner, whereby the former undertook and agreed to erect and construct a dwelling , hereinafter referred to as

on that certain lot of ground situate in

Lawrence Township, Clearfield County, more particularly described in Exhibit "A" attached hereto and made a part hereof.

FILED

JUL 19 2004

William A. Shaw
Prothonotary/Clerk of Courts

NOW THEREFORE, THIS AGREEMENT WITNESSETH: That the said Contractor, for and in consideration of the sum of (\$1.00) Dollar to it in hand paid by Owner, the receipt whereof is hereby acknowledged, and the further consideration mentioned in the agreement aforesaid, for themselves and their subcontractors, and all parties acting through or under them, covenant and agree that no mechanic's liens or claims shall be filed or maintained by them or any of them against the said buildings and the lot of ground appurtenant thereto for or on account of any work done or materials furnished by them or any of them under said contract or otherwise, for, towards, in, or about the erection and construction of the said buildings on the lot above described, and the said Contractor, for themselves, their subcontractors and others under them hereby expressly waive and relinquish the right to have, file, and maintain any mechanic's liens or claims against the said buildings or any of them, and agree that this instrument, waiving the right of lien, shall be an independent covenant.

WITNESS our hands and seals this

9th ~~1~~ day of July 2004

Signed, Sealed and Delivered
in the Presence of

WARREN & DECASPER QUALITY BUILDERS

~~Todd DeCasper, Partner~~



Stipulation Against Liens

Owner Chad E. Gearhart and

Kimberly J. Gearhart

Contractor Warren & DeCasper

Quality Builders

Prothonotary

Notary Public

In witness whereof, I have hereunto set my hand and notarial seal.

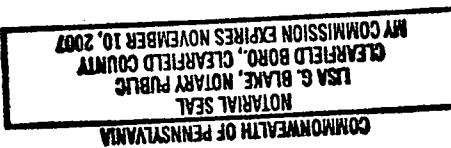
forgoing statement for the purposes herein contained by signing the name of the corporation by himself as and that he as such , being authorized to do so, executed the public, personally appeared , and who acknowledges himself to be the , known to me to be the person whose name is , before me, a Notary Public, subscribed as day of , 19 , before me, a Notary

County of ss.
State of

ACKNOWLEDGMENT FOR CORPORATION

Title of Officer

notary public



In witness whereof, I have hereunto set my hand and official seal.

Instrument to me (or satisfactory proven) to be the person whose name is subscribed to the within known to me (or satisfactory proven) to be the person whose name is subscribed to the within

On this, the day of , 19 , before me the undersigned officer, personally appeared Todd DeCasper, Partner of Warren & DeCasper Quality Builders

County of Clearfield ss.
State of Pennsylvania

ACKNOWLEDGMENT FOR INDIVIDUAL

EXHIBIT "A"

ALL that certain piece or parcel of land situate in the Township of Lawrence, County of Clearfield and State of Pennsylvania being the Lot No. 1 of the CHAD E. GEARHART & KIMBERLY GEARHART SUBDIVISION.

THE FIRST THEREOF: BEGINNING at an iron pin on the west Right-of-Way line of Crescent Road , said iron pin being the northeast corner of land of James D. and Esther I. Ritchey, and said iron pin being the southeast corner of the land herein described; thence along the west Right-of-Way line of Crescent Road North zero (00°) degrees twenty-seven (27') minutes forty-seven (47") seconds West, a distance of one hundred twenty one and thirty-nine hundredths (121.39) feet to iron pin; thence along the line of Lot No. 2 of the CHAD E. GEARHART & KIMBERLY GEARHART SUBDIVISION South eighty-nine (89°) degrees thirty-two (32') minutes thirteen (13") seconds West, a distance of one hundred twenty nine and fifty-two hundredths (129.52) feet to an Iron pin; thence along the line of land of S. Peter Gearhart South one (01°) degree one (01') minute fifteen (15") seconds East, a distance of one hundred twenty six and eighty-five hundredths (126.85) feet to a point; thence along the line of land of James D. and Esther I. Ritchey North eighty-seven (87°) degrees six (06') minutes nine (09") seconds East, a distance of one hundred twenty eight and forty hundredths (128.40) feet to a point and the place of BEGINNING.

CONTAINING 16,000.16 square feet or 0.367 acres.

BEING Lot No. 1 of the CHAD E. GEARHART & KIMBERLY GEARHART SUBDIVISION prepared by GeoTech Engineers, Inc., dated August 1, 2002, recorded in the Office of the Recorder of Deeds for Clearfield County to Map File No. 2609.

THE SECOND THEREOF: BEGINNING at an iron pin on the west Right-of-Way line of Crescent Road, .said iron pin being the northeast corner of Lot No. 1 of the CHAD E. GEARHART & KIMBERLY GEARHART SUBDIVISION and said iron pin being the southeast corner of the land herein described; thence along the west Right-of-Way line of Crescent Road North zero (00°) degrees twenty-seven (27') minutes forty-seven (47") seconds West, a distance of one hundred twenty two and ninety-seven hundredths (122.97) feet to iron pin; thence along the line of Lot No. 3 of the CHAD E. GEARHART & KIMBERLY GEARHART SUBDIVISION South eighty-nine (89°) degrees thirty-two (32') minutes thirteen (13") seconds West, a distance of one hundred thirty and seventy-two hundredths (130.72) feet to an Iron pin; thence along the line of land of S. Peter Gearhart South one (01°) degree one (01') minute fifteen (15") seconds East , a distance of one hundred twenty two and ninety-eight hundredths (122.98) feet to an

iron pin; thence along the line of Lot No. 1 of the CHAD E. GEARHART & KIMBERLY GEARHART SUBDIVISION North eighty-nine (89°) degrees thirty-two (32') minutes thirteen (13") seconds East, a distance of one hundred twenty nine and fifty-two hundredths (129.52) feet to a point and the place of BEGINNING.

CONTAINING 16,000.49 square feet or 0.367 acres.

BEING Lot No. 2 of the CHAD E. GEARHART & KIMBERLY GEARHART SUBDIVISION prepared by GeoTech Engineers, Inc., dated August 1, 2002, recorded in the Office of the Recorder of Deeds for Clearfield County to Map File No. 2609.

BEING a portion of the same premises conveyed to Chad E. Gearhart and Kimberly Gearhart by deed dated November 16, 2000, which deed is recorded in the Office of the Recorder of Deeds for Clearfield County to Instrument No. 200017087.