

05-700-CD

T. Smeal, et al vs. Bacher Bros.

Todd Smeal et al v. Bacher Bros. Const.
2005-700-CD

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ICC

Atty Thompson

William A. Shaw

Prothonotary/Clerk of Courts

STIPULATION AGAINST LIENS

TODD JOSEPH SMEAL

Homeowner

ALLISON PATRICIA MOWCHAN

Homeowner

vs.

BACHER BROS. CONSTRUCTION

Contractor

In the Court of Common Pleas, County of

Clearfield, Pennsylvania

Number _____ Term, 1999

WHEREAS, TODD JOSEPH SMEAL AND ALLISON PATRICIA MOWCHAN, currently of P.O. Box 54, Ramey, PA, 16671 about to execute contemporaneously herewith, a contract, with BACHER BROS. CONSTRUCTION, of P.O. Box 53, Glen Hope, PA, 16645, for the construction of a residential building upon premises situate in the Township of Woodward, Clearfield County, Pennsylvania, bounded and described as follows:

ALL those certain lots or pieces of ground situate in the Village of West Houtzdale, Township of Woodward, Pennsylvania, bounded and described as follows:

THE FIRST THEREOF: BEGINNING at a post north sixty nine (69) degrees West, fifty (50) feet from the Southwest corner of Mary Street and Johnson Alley, and running in the same course fifty (50) feet to a post on the South side of Mary Street; thence South twenty one (21) degrees West, one hundred and fifty (150) feet to a post on the north side of Bear Alley; thence along said Bear Alley south sixty nine (69) degrees East, fifty (50) feet to a post; thence North twenty-one (21) degrees East, one hundred and fifty (150) feet to a post on Mary Street, the place of beginning. Known and designated as part of Lot No. 90, now 1090, in the general plan of the Village of West Houtzdale.

THE SECOND THEREOF: BEGINNING at a post on the Southwest corner of Mary Street and Johnson Alley, and running along Mary Street North 69 degrees West fifty (50) feet to a post; thence South 21 degrees West one hundred and fifty (150) feet to a post on Bear Alley; thence along said alley South 69 degrees East fifty (50) feet to a post on Johnson Alley; thence along said alley North 21 degrees East one hundred and fifty (150) feet to a post the place of beginning. Known as the western portion of Lot No. 90 in the general plan of the Village of West Houtzdale.

BEING the same premises as vested unto Todd Joseph Smeal and Allison Patricia Mowchan

by a deed dated December 8, 2004, and recorded in Clearfield County Instrument #200419772.

NOW, May 13th, 2005, at the time of and immediately before the execution of the principal contract, and before any authority has been given by the said **TODD JOSEPH SMEAL AND ALLISON PATRICIA MOWCHAN**, to the said **BACHER BROS. CONSTRUCTION**, to commence work on the said building, or purchase materials for the same in **TODD JOSEPH SMEAL AND ALLISON PATRICIA MOWCHAN**, and the further consideration of One Dollar, to **BACHER BROS. CONSTRUCTION**, paid by **TODD JOSEPH SMEAL AND ALLISON PATRICIA MOWCHAN**, 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, 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:


Todd Johnson

Delia Marcha
Homeowner

Bachar Bros., Kris Bachar
Contractor