

05-1214-CD

John H. Myers et al vs. Corbet Construction
2005-1214-CD

John Howard Myers and Tracy Lee
Myers and Daniel Thurston Myers
and Heidi Ellen Myers,
Owners

vs.

Corbet Construction,
Contractor

: In the Court of Common Pleas of
: Clearfield County, Pennsylvania

: No. 05-1214-CD

FILED

m/11/26/05/No
AUG 15 2005

memo
William A. Shaw Re: cover sheet
Prothonotary/Clerk of Courts
Pope & Drayer pd.
20.00 jm

STIPULATIONS AGAINST LIENS

WHEREAS, John Howard Myers, Tracy Lee Myers, Daniel Thurston Myers and Heidi Ellen Myers, are about to execute contemporaneously herewith, a contract, with Corbet Construction for site development, paving, etc., and utility hook-ups to modular building situate upon land in Sandy Township, Clearfield County, Pennsylvania, more fully described as follows:

(See Attached Description)

NOW, Aug 1, 2005, at the time of and immediately before the execution of the principal contract, and before any authority has been given by the said Owners to the said Contractor to commence work on the said site, or purchase materials for the same in consideration of the making of the said contract with and the further consideration of One Dollar, to them paid by Owners, it is agreed that no lien shall be filed against the site or modular building by the contractor(s), or any sub-contractor(s), 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 site development, the right to file such liens being expressly waived.

WITNESS, our hands and seals the day and year aforesaid.

ATTEST:

James J. Corbett
Secretary

CORBET CONSTRUCTION

By: *Daniel L. Corbett* (SEAL)
President

ALL those certain pieces, parcels or lots of land lying and being situate in Sandy Township, Clearfield County, Pennsylvania, bounded and described as follows:

THE FIRST THEREOF: Bounded on the North by an alley;
On the East by Lot No. 65;
On the South by First Avenue; and
On the West by Lot No. 63.
BEING 50 feet by 150 feet in size and being
Lot No. 64 in the Harriet Bogle Plan of Lots.

UNDER AND SUBJECT to all reservations and exceptions as contained in prior deeds of conveyance.

THE SECOND THEREOF: Bounded on the North by a 16 foot alley;
On the East by Lot No. 66;
On the South by First Avenue; and
On the West by Lot No. 64.
In size being 50 feet in width by 150 feet in
length and being lot No. 65 in Harriet Bogle
Plan.

THE THIRD THEREOF: Bounded on the North by farm now or formerly
of George Nedza;
On the South by an unnamed street;
On the West by Lot No. 65; and
On the East by Lot No. 67.
Being 50 feet in width by 150 feet in depth and being
known as Lot No. 66 in the Harriet Bogle Estate.

EXCEPTING AND RESERVING, nevertheless, all the coal, oil, gas, and other minerals in, under and upon the above described premises to former grantor, her heirs and assigns.

The above set forth premises are more accurately described in accordance with a survey performed by Kopko Engineering, as follows:

BEGINNING at an existing 3/4 inch rebar set by a previous survey on the southern right of way for a 16 foot unopened alley as shown on the Harriet Bogle Plan of Lots as surveyed by Geo. C. Kirk, C.E., in 1916, said rebar being the northwest corner of the parcel herein described; thence South 77 degrees 49' 25" East along southern right of way for a 16 foot unopened alley a distance of 150.00 feet to an existing 3/4 inch rebar set by a previous survey at the northwest corner of land now or formerly of Daniel R. Brennen, Lot No. 67 (Tax Assessment Map Number 128-C3-653-037); thence South 12 degrees 10' 35" West along the lands now or formerly of Daniel R. Brennen, Lot No. 67 (Tax Assessment Map Number 128-C3-653-037) a distance of 150.00 feet to a 1 inch iron pipe set by this survey, being the southeast corner of the parcel herein described; thence North 77 degrees 49' 25" West along th right of way of Township Road (T-

811) known as Midway Drive a distance of 150.00 feet to a 1 inch iron pipe set by this survey, being the southwest corner of the parcel herein described; thence North 12 degrees 10' 35" East along the lands of Jack D. And Hazel F. Salada, Lot No. 63 (Tax Assessment Map Number 128-C3-653-054) a distance of 150.00 feet to an existing 3/4 inch rebar set by a previous survey at the northeast corner of Jack D. And Hazel F. Salada and the place of beginning. CONTAINING 0.516 Acres (22,500 Square Feet) and being the Lot Consolidation Plan of 2005, combining Lot No. 64 (Tax Assessment Map Number 128-C3-653-055), Lot No. 65 (Tax Assessment Map Number 128-C3-653-056) and Lot No. 66 (Tax Assessment Map Number 128-C3-653-057) of the Harriet Bogle Plan of Lots recorded June 17, 1926.

BEING the same premises conveyed by Barbara London, et al to John Howard Myers, et al by deed dated April 18, 2005 and recorded in the office of the Recorder of Deeds of Clearfield County at Instrument Number 200505954.

Deeds of Cleatfield County as Instrument Number 203202924.
et al by deed dated April 18, 2002 and recorded in the office of the
BEING the same premises conveyed by Barbara London, et al to John
the Harriet Boyle Plan of Lots recorded June 17, 1926.
Number 128 C3-623-026) and Lot No. 66 (Tax Assessment Map Number 128-C-623-026) and Lot No. 67 (Tax Assessment Map
No. 64 (Tax Assessment Map Number 128-C3-623-022), Lot No. 62 (Tax Assessment Map
0.216 Acres (22,200 Square Feet) and being the Lot Consolidation Plan of 2002, containing Lot
northeast corner of Jack D. And Hazel F. Salada and the place of beginning. CONTAINING
C3-623-024) a distance of 120.00 feet to an existing 3/4 inch rebar set by a previous survey at the
along the lands of Jack D. And Hazel F. Salada, Lot No. 63 (Tax Assessment Map Number 128-
being the southwest corner of the parcel herein described; thence North 12 degrees 10' 32" East
811) known as Midway Drive a distance of 120.00 feet to a 1 inch iron pipe set by this survey;

Prothonotary/Clerk of Courts

William A. Shaw

AUG 15 2005

FILED

POPE AND DRAYER

ATTORNEYS AT LAW

TEN GRANT STREET

CLARION, PENNSYLVANIA 16214

TELEPHONE 814-226-5700

FAX 814-226-9669

HENRY RAY "TERRY" POPE, III
H. JOHN DRAYER

OUR FILE #

August 12, 2005

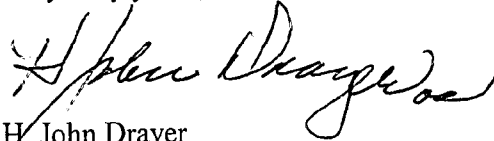
William A. Shaw, Prothonotary
PO Box 549
Clearfield, Pennsylvania 16830

IN RE: Myers v. Corbet Construction

Dear Mr. Shaw:

Enclosed for filing is a Stipulation Against Liens, together with a check in the amount of \$20.00 for the filing fee.

Very truly yours,



H. John Drayer

Enclosures
HJD:ba