

05-1980-CD
Family Mobile Homes vs Ernest L.

Family Mobile Homes vs Ernest Gummo
2005-1980-CD

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

Family Mobile Homes
(Plaintiff)

CIVIL ACTION

3170 Clearfield-Woodland
(Street Address) Highway

No. 2005-1980-CD

Woodland, PA 16881
(City, State & Zip)

Type of Case: _____

Type of Pleading: _____

Vs.

Filed on Behalf of:

Ernest L. Gummo
(Defendant)

Plaintiff
(Plaintiff/Defendant)

88 Allport Cutoff
(Street Address)

Morrisdale, PA 16858
(City, State & Zip)

FILED

DEC 21 2005

11:10 AM

PROthonary: Clerk of Court

ND C/C

Filed by:

STRATFORD SETTLEMENTS, INC.
506 SOUTH MAIN STREET
SUITE 2203
ZELIENOPLE, PA 16063
724-453-3181

[Signature]
(Signature)

NO LIEN AGREEMENT

THIS AGREEMENT, made and entered into the 15 Day of DECEMBER, 2005, by and between
DAVID C. GEHMAN of FAMILY MOBILE HOMES, Hereinafter designated as
contractor, and ERNEST L. GUMMO, hereinafter designated as owners.

WITNESSETH: That by a certain contract, of even date herewith, the contractor, in consideration of the covenants to be performed and payments to be made by or on account of the owner, did covenant and agree to furnish all labor and materials and perform all work necessary to complete in the most substantial manner and to the satisfaction and acceptance of the owner,

NOW THEREFORE, the contractor, in consideration of the sum of one (\$1.00) dollar and of the covenants and provisions in said contract contained, does hereby covenant, stipulate and agree, and it is also covenanted, stipulated and agreed in the above-recited contract, as follows:

Contractor shall erect a single family residential dwelling on property situate in the, Township of MORRIS, County of CLEARFIELD and COMMONWEALTH of PENNSYLVANIA, and being known as 88 ALLPORT CUTOFF (.86 ACRES), MORRISDALE, PA 16858.

SEE ATTACHED LEGAL DESCRIPTION MADE PART OF HERETOFORE.

That there shall be no lien or right to file a lien against the structures or improvements contracted for in the above recited contract, or any part thereof, or the site thereof, for work or labor done or materials furnished in the performance of the work embraced in said recited contract, or any part or parts thereof, or extra work thereunder or changes made therein; and that no such lien or claim shall be filed, or in any way attempted to be enforced by, or on behalf of, the contractor, or by or on behalf of, any sub-contractors, material men or other persons concerned in or about the performance of the work embraced in said contract; nor shall there be any claim for work or materials against the owner, his heirs, executors, administrators or assigns, other than the legal claim of the contractor as provided in said contract.

It is the full intent of the contractor, for himself and for any sub-contractors or material men claiming for themselves, or by, through or under the contract, that the right to file a mechanics' lien, under the provision of acts of assembly in such cases made and provided, for work done or materials furnished in and about the erection, construction or repairs of the building and improvements above described, is hereby waived.

IN WITNESS WHEREOF, the parties to these presents have hereunto set their hands and seals, the day and year first written.

WITNESSES:

GERERAL CONTRACTOR:

Melody Fendress

Deil C. G. L.

FAMILY MOBILE HOMES

AD Thompson

~~LANA LEE THOMPSON~~ ERNEST L. GUMMO

I HEREBY CERTIFY THAT THE PRECISE PROPERTY ADDRESS IS: 88 ALLPORT CUTOFF (.86 ACRES), MORRISDALE, PA 16858.

Johnny H. Hark

PARCEL ID # 124-R09-000-00145

ALL that certain tract of land situate in Morris Township, Clearfield County, State of Pennsylvania, bounded and described as follows:

BEGINNING at a corner of the North right-of-way line of a State Highway Route 668 or the Bigler-Allport Cutoff. Said right-of-way line being forty feet (40.0) from the centerline thereof. Said corner being the Southwest corner of a parcel of land now or formerly of Roscoe and Frances Orwick. Thence by said right-of-way line, North seventy-four (74°) degrees fifty-three (53') zero (00") seconds West one hundred fifty-seven (157) feet to a corner. Thence by the lands now or formerly of Leroy Thompson and Isabel Thompson, North seven (7°) degrees thirty (30') minutes zero (00") seconds East two hundred forty-five (245) feet to a corner. Thence by the lands now or formerly of Leroy Thompson and Isabel Thompson, and said Orwick lands, South sixty-seven (67°) degrees fifteen (15') minutes zero (00") seconds East one hundred sixty (160) feet to a corner. Thence still by said Orwick lands, South seven (7°) degrees thirty (30') minutes zero (00") seconds West two hundred twenty-six and four tenths (226.4) feet to a corner and place of beginning.

CONTAINING 0.86 acres more or less.

EXCEPTING AND RESERVING the gas and oil rights on the above described tract. The gas and oil rights on above described tract have been previously leased. We are not selling the mineral rights as they have been reserved through the chain of titles.