

06-1194-CD

Wilbur Wellar et al vs Black's Home Sales

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Wilbur Wellar et al vs Black's Home Sales

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.
CIVIL ACTION - LAW

WILBUR D. WELLAR II AND LESLIE WELLAR, *
his wife

Plaintiffs

No. 06-1194-CD

VS.

BLACK'S HOME SALES,

Defendants

TYPE OF PLEADING: Stipulation Against Liens

FILED ON BEHALF OF:
Plaintiff

**COUNSEL OF RECORD FOR
THIS PARTY:**

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Supreme Court I.D. 73053
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FILED No cc
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William A. Shaw
Prothonotary/Clerk of Courts

STIPULATION AGAINST LIENS

WILBUR D. WELLAR II
LESLIE WELLAR
Homeowner

In the Court of Common Pleas, County
of
CLEARFIELD, Pennsylvania

vs.

Number _____ Term, 2006

BLACK'S HOME SALES
Contractor

AND LESLIE WELLAR

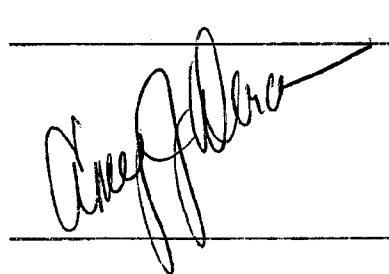
WHEREAS, **WILBUR D. WELLAR, II**, currently of 1124 Emigh Run Road, Morrisdale, Pennsylvania, 16866, about to execute contemporaneously herewith, a contract, with **BLACK'S HOME SALES**, of Duncansville, Pennsylvania, for the construction of a residential structure upon premises situate in the Township of Morris, Clearfield County, Pennsylvania, bounded and described as follows:

SEE EXHIBIT "A"

NOW, *July 21*, 2006, at the time of and immediately before the execution of the principal contract, and before any authority has been given by the said **WILBUR D. WELLAR, II**, to the said **BLACK'S HOME SALES**, to commence work on the said building, ^{AND LESLIE WELLAR} or purchase materials for the same in consideration of the making of the said contract with **WILBUR D. WELLAR II**, and further by, **BLACK'S HOME SALES**, 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:



Wilbur D. Wellar II
Homeowner- Wilbur D. Wellar II
Leslie Wellar
Homeowner-Leslie Wellar
BLACK'S HOME SALES

M. Lee
Contractor

EXHIBIT "A"

ALL that certain piece or parcel of land situated in the Township of Morris, County of Clearfield, and State of Pennsylvania, bounded and described as follows:

BEGINNING at an iron pin located on the East side of Township Road No. 682. Said point is also the Southwest corner of Emigh Cemetery. Said point is also located on the North side of a 50.00 foot right-of-way and utility easement; thence along said cemetery and the Morrisdale Cemetery Association, South 85° 53' East 469.18 feet to an iron pin and also the Northwest corner of Lot No. 4; thence along Lot No. 4 South 4° 07' West, 361.13 feet to an iron pin; thence along Lot No. 7 North 85° 52' 25" West 410.68 feet to an iron pin located on the East side of Township Road No. 682; thence along said Road, North 3° 00' 40" West 86.9 feet to an iron pin; thence still along said Road, North 5° 44' 10" West 279.02 feet to an iron pin and place of beginning.

KNOWN as Lot 5 on map prepared by P. R. Mondock for Shirokey Surveys and dated September 23, 2000.