

08-1507-CD

Jonathan Adams al vs Haubert Holmes

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION

FILED

AUG 14 2008

10:40 AM
William A. Shaw
Prothonotary/Clerk of Courts
No 9/6

JONATHAN M. ADAMS and
CASEY J. ADAMS, his wife,

Plaintiffs

vs.

HAUBERT HOMES

Defendant

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*
* No. 2008-1507-CV

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* TYPE OF PLEADING:
* Stipulation Against Liens

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* FILED ON BEHALF OF PLAINTIFFS

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* PLAINTIFFS ATTORNEY:
* David C. Mason, Esquire
* MASON LAW OFFICE
* PO Box 28
* Philipsburg, PA 16866
* (814) 342-2240

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STIPULATION AGAINST LIENS

JONATHAN M. ADAMS and
CASEY J. ADAMS, his wife
vs.
Homeowner
.....
HAUBERT HOMES
Contractor
.....

In the Court of Common Pleas, County of
Clefield, Pennsylvania
Number

Term, 2008

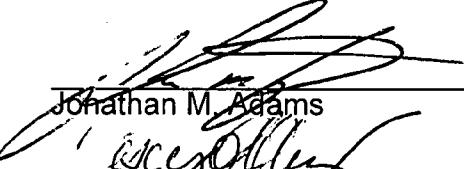
WHEREAS, **JONATHAN M. ADAMS** and **CASEY J. ADAMS**, his wife, currently of 990 Blue Spruce Road, Philipsburg, Pennsylvania, 16866, about to execute contemporaneously herewith, a contract, with **HAUBERT HOMES**, General Contractor of 1356 South Atherton Street, State College, Pennsylvania, 16801, for the construction of a residential home upon premises situate in Decatur Township, Clearfield County, being known as 990 Blue Spruce Road, Philipsburg, Pennsylvania, 16866, bounded and described as follows:

PLEASE SEE ATTACHED LEGAL DESCRIPTION

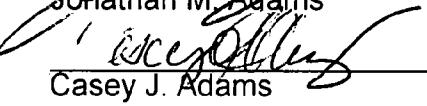
NOW, this 12th day of August, 2008, at the time of and immediately before the execution of the principal contract, and before any authority has been given by the said **JONATHAN M. ADAMS** and **CASEY J. ADAMS**, his wife, to the said **HAUBERT HOMES** to commence work on the said building, or purchase materials for the same in consideration of the making of the said contract with **JONATHAN M. ADAMS** and **CASEY J. ADAMS**, his wife, and the further consideration of One Dollar, to **HAUBERT HOMES** paid by **JONATHAN M. ADAMS** and **CASEY J. ADAMS**, his wife, it is agreed that no lien shall be filed against the building by the contractor, or any subcontractor, 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:

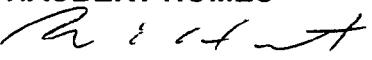

Jonathan M. Adams

Homeowner


Casey J. Adams

Homeowner

HAUBERT HOMES


R. Scott

Contractor

**LEGAL DESCRIPTION
FOR
JONATHAN M. ADAMS
&
CASEY J. ADAMS, HIS WIFE
(990 BLUE SPRUCE ROAD, PHILIPSBURG, PA 16866)**

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

BEGINNING at an iron pin located on the North side of State Route 2016. Said point is also the Southeast corner of, now or formerly, Vince and Jodie Cooley; thence along lands of same North five degrees twenty three minutes ten seconds East (N 5° 23' 10" E) two hundred eighty seven and twenty hundredths (287.20) feet to an iron pin; thence along other lands of now or formerly John T. Jones and Suzanne Jones, the following courses and distances: South sixty three degrees twenty seven minutes ten seconds East (S 63° 27' 10" E) two hundred forty four and eighty eight hundredths (244.88) feet to an iron pin; thence South six degrees twelve minutes ten seconds East (S 6° 12' 10" E) fifty seven and fifty seven hundredths (57.57) feet to an iron pin; thence South twenty six degrees forty four minutes fifteen seconds West (S 26° 44' 15" W) two hundred twenty two and forty hundredths (222.40) feet to an iron pin located on the North side of State Route 2016; thence along said road North sixty two degrees twenty seven minutes fifty seconds West (N 62° 27' 50" W) one hundred seventy one and sixty two hundredths (171.62) feet to an iron pin and place of beginning. Known as Lot No. 2 on map prepared by P. R. Mondock for Shirokey Surveys dated July 21, 2005.

CONTAINING 1.3651 acres.

BEING known as Lot No. 2 on the Preliminary/Final Property, Survey Plan showing Subdivision of land owned by John T. & Suzanne Jones, dated July 21, 2005, and recorded on September 2, 2005, in the Office of the Recorder of Deeds of Clearfield County to Instrument Number 200514070.

BEING the same premises as vested in Jonathan M. Adams and Casey J. Adams, his wife, by deed of John T. Jones and Suzanne Jones, his wife, dated the 5th day of October, 2005, and recorded on October 7, 2005, in the Office of the Recorder of Deeds of Clearfield County to Instrument Number 200516901.

FURTHER BEING known as Tax Map Parcel Number 112-112-002-00412

EXCEPTING AND RESERVING a 20 foot wide sewer line easement across the South property line of Grantors, John T. & Suzanne Jones for the Grantees of Lot No. 2 as shown on map prepared by P. R. Mondock for Shirokey Surveys dated July 21, 2005.