

01-878-CD
MATTHEW BENNETT et al -vs- HOLDEN BUILDERS

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

MATTHEW BENNETT and
TABITHA BENNETT, husband and wife,
Owners

and

HOLDEN BUILDERS,
Contractor

No. 01-878-CD

FILED

JUN 07 2001
10/11/01
William A. Shaw
Prothonotary
m.c.c.

WAIVER/RELEASE OF MECHANIC'S LIEN

WHEREAS, the undersigned, on or about the 30th day of May,

2001, entered into a Contract with Matthew Bennett and Tabitha Bennett, husband and wife, of
P.O. Box 273, Grampian, Pennsylvania, 16838, for the construction of a dwelling house on premises
situate in Greenwood Township, Clearfield County, Pennsylvania, bounded and described as
follows:

ALL that certain piece or parcel of land situated in Greenwood Township, Clearfield County,
Pennsylvania, identified as Lot No. 2 of the Spencer/Krick Subdivision, more specifically bounded
and described as follows:

BEGINNING at the southeast corner of land herein conveyed, said point being an
iron pin located along the northern right-of-way of US Rt. 219 and also being located
along the western right-of-way of Deep Krick Road; thence along the northern right-
of-way of US Rt. 219 North fifty-eight Degrees Thirty-nine Minutes West (N 58-39
W) Three Hundred Ninety-three feet (393.00') to an iron pin; thence along Lot No.
3 North Twenty-four Degrees Thirty-eight Minutes Thirty Seconds East (N 24-38-30
E) Five Hundred fifty-three and Sixty-six Hundredths feet (553.66') to an iron pin
along the southern right-of-way of a proposed forty foot road on Spencer Land
Company; thence along Spencer Land Company and proposed road South Fifty-eight
Degrees Thirty-nine Minutes East (S 58-39 E) Three Hundred Seventy-four feet
(374.00') to an iron pin along the western right-of-way of Deep Krick Road; thence
along the western right-of-way of Deep Krick Road the following four courses and
distances: South Six Degrees Forty-seven Minutes Fifty Seconds East (S 6-47-50 E)
Forty-six and Twelve hundredths feet (46.12') to an iron pin, South Twenty-two
Degrees Eleven Minutes Ten Seconds West (S 22-11-10 W) One Hundred Ninety-
three and Thirty-one Hundredths feet (193.31') to an iron pin, South Twenty-four
Degrees Twenty-six Minutes Thirty Seconds West (S 24-26-30 W) One Hundred
Sixty-nine and sixteen hundredths feet (169.16') to an iron pin, thence South Twenty-
nine Degrees fifty-one Minutes West (S 29-51 W) One Hundred Fifty-four and

Eighty-eight Hundredths feet (154.88') to an iron pin and place of beginning.
Containing Five and Eight hundredths (5.08) acres.

NOW, THEREFORE, BY THESE PRESENTS WITNESSETH: That in consideration of the grant of the Contract for the construction of said dwelling to the undersigned, and for the performance of said work and the sum of \$1.00 in hand paid at or before the signing and delivery hereof, the undersigned, covenants and agrees that no Mechanic's Lien or Materialman's Lien or claims shall be maintained or filed by the undersigned, or by any contractor, sub-contractor, person, firm or corporation, or any of them against the above described premises or lot or other appurtenances thereto, for or on account of any work done or materials furnished by him in the construction of said dwelling under his Contract to furnish all the labor and materials in and about the aforesaid work; and for the undersigned, himself, his heirs and assigns, and all others acting through or under him, hereby expressly waives and relinquishes the right to have filed and maintained any Mechanic's Lien or Materialman's Lien or claim against said building on the above described premises or any part thereof, and the undersigned further agrees that this agreement waiving the right to file a lien is an individual covenant and shall operate and be effective with respect to materials furnished and labor performed under the said Contract for the construction of said dwelling or any extra additions to be made to said Contract in and about said building or premises.

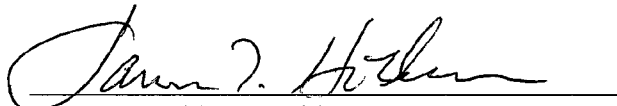
ATTEST


Secretary

"Corporate Seal"

HOLDEN BUILDINERS

By:


James T. Holden, President

COMMONWEALTH OF PENNSYLVANIA

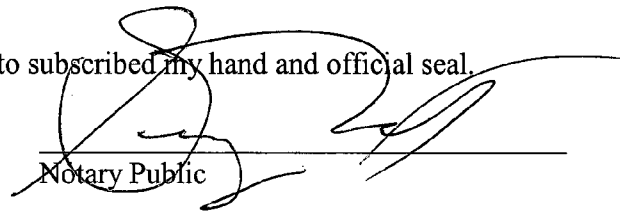
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: S. S.

COUNTY OF CLEARFIELD

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On this the 30th day of May, 2001, before me the undersigned authority personally appeared, JAMES T. HOLDEN, who acknowledged himself to be the President of HOLDEN BUILDERS, and that as such, he being authorized to do so, executed the foregoing instrument for the purpose therein contained by signing his name thereon as such officer and subscribed before me the day and year aforesaid.

IN WITNESS WHEREOF, I have hereunto subscribed my hand and official seal.


Notary Public

My Commission Expires:

