

01-1662-CD
GLENN R. MACTAVISH et ux -vs- MICHAEL OWENS, JR. et al

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

GLENN R. MACTAVISH and :
STEPHANIE K. MACTAVISH, :
husband and wife, :
Owners :
A :
N :
D :
MICHAEL OWENS, JR., d/b/a :
CRYSTALWOOD PRODUCTS, :
Contractor :

FILED

OCT 05 2001

No. 01-1662 CO William A. Shaw
Prothonotary

WAIVER OF MECHANIC'S LIEN

WHEREAS, the undersigned, on or about the 14th day of August, 2001, entered into a Contract with GLENN R. MACTAVISH and STEPHANIE K. MACTAVISH, husband and wife, of RR 1, Box 440A, Morrisdale, Clearfield County, Pennsylvania, for the construction of a dwelling house on premises situate at Davis Road, Kylertown, Clearfield County, Pennsylvania, bounded and described as follows:
ALL that certain piece, parcel or tract of land situate in Graham Township, Clearfield County, Pennsylvania, bounded and described as follows:

Commencing at an iron pin located along the dividing line between Graham Township, Clearfield County and Cooper Township, Clearfield County, said pin being located South 05° 35' 00" West a distance of 510.48 feet from a pin located at the center line of the pavement of Pennsylvania State Route S.R.-1014 and its intersection with the Graham Township and Cooper Township lines; thence South 05° 35' 00" West a distance of 324.24 feet to an iron pin; thence North 84° 25' 00"

West a distance of 393.40 feet to an iron pin; thence North 10° 25' 00" West a distance of 337.31 feet to an iron pin; thence South 84° 25' 00" East a distance of 486.37 feet to an iron pin and the place of beginning. Said tract of land containing 3.274 acres as is more fully set forth and contained on that sub-division map of the Hubler Sub-division of Graham Township, Clearfield County, Pennsylvania as is found recorded in the Office of the Recorder of Deeds of Clearfield County on May 15, 2001 at Instrument Number 200107127.

BEING a portion of that tract of land granted and conveyed to Lyle Hubler and Kathryn Hubler by deed dated August 11, 1956 as is found recorded in the Office of the Recorder of Deeds of Clearfield County in Deed Book Volume 452 at Page 375. Said Lyle Hubler having died the premises became solely vested in his wife, Kathryn Hubler as the surviving tenant by the entirety.

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.

Michael Owens, Jr., d/b/a Crystalwood
Products

ATTEST

BY

Stephanie K. McTavish

Michael T. Owens Jr.
Michael Owens, Jr., d/b/a
Crystalwood Products

FILED

OCT 05 2001
0134916671, Bell
S. on Prothonotary
PA 420.00

no cc