

01-1751-CD
HENRY L. GLACE etux -vs- DENNIS FENUSH

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

Henry
~~DAVID~~ L. GLACE and JENNIFER L.
GLACE, husband and wife,
Owners

2001-

1751-0
~~1751-0~~

vs.

DENNIS FENUSH

Contractor

FILED

OCT 23 2001

William A. Shaw
Prothonotary

WAIVER OF MECHANIC'S LIEN

THIS AGREEMENT, waiving the right to file Mechanic's Lien, is made this ____ day of October, 2001, between *Henry* ~~DAVID~~ L. GLACE and JENNIFER L. GLACE, husband and wife, with mailing address of P.O. Box 3, Kylertown, Pennsylvania, 16847, hereinafter called "OWNERS", and DENNIS FENUSH with place of business in Grassflat, Pa 16839, hereinafter referred to as "CONTRACTOR".

WHEREAS, CONTRACTOR has agreed to furnish certain materials and labor for the construction of a home on all that certain piece or parcel of land situate in *Cooper* ~~Cooper~~ Township, Clearfield County, to which OWNERS took title by deed at Clearfield County Instrument Number 200110371; and more particularly described as follows:

ALL that certain parcel of land situate in Cooper Township, Clearfield County, Pennsylvania bounded and described as follows:

BEGINNING at a iron pin, said pin being on the west right of way line of Sportsman Road, Township Route 711 (16.5 feet from the centerline) and said pin being corner of the French Brothers Limited Partnership land; thence along the French Brothers Partnership land N 67° 55' 00" W 264.56 feet to an iron pin, said pin being on the line of the French Brothers Partnership land and said pin being a corner of the Joseph D and Dorothy L. Fleming land; thence along the Joseph D. and Dorothy L. Fleming land; N 35° 00' 00" E 216.80 feet to an iron pin, said pin being on the line of the Joseph D. and Dorothy L. Fleming land and said pin

being a corner of the Gerald A. and Sue A. Reichard land, thence along the Gerald A. and Sue A. Reichard land and the Gerald A. and Sue A. Reichard other land S 58° 13' 20" E 226.64 feet to an iron pin, said pin being a corner of the Gerald A. and Sue A. Reichard other land and said pin being on the west right of way line of Sportsman Road, Township Route 711 (16.5 feet from the centerline); thence along the west right of way line of Township Route 711 S 24° 30' 00" W 173.30 feet to an iron pin, the place of beginning. Containing 1.089 acres.

The above described being shown on subdivision map surveyed and prepared by Lawrence J. Maines P.L.S. No 34202-E, dated May 30, 2001 "to be recorded"

Being subject to a 20-foot wide right of way the south boundary and further described in conveyance from Ralph B. and Lucy L. Smith to Maurice V. Donahue recorded in Deed Book 608, page 246.

NOW, THEREFORE, it is hereby stipulated by and between the said parties as part of the said Contract and for the consideration set forth, that before any of the above construction is commenced, neither the undersigned CONTRACTOR, any sub-contractor or Materialman, nor any other person furnishing labor or materials to the said CONTRACTOR under the contract above referred to, shall file a lien commonly known as a Mechanic's Lien, for work done or materials furnished to the said building or any part thereof.

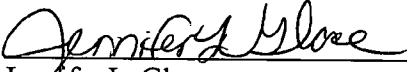
This stipulation is made and intended to be filed with the Clearfield County Prothonotary in accordance with the requirements of the Act of Assembly of Pennsylvania in such cases made and provided.

CONTRACTOR acknowledges that he, it or they have inspected the land in question and that no part of it has been disturbed by the CONTRACTOR or any one claiming by or through him prior to the execution of this Agreement.

IN WITNESS WHEREOF, the parties has properly executed this Agreement the day and year first above written.

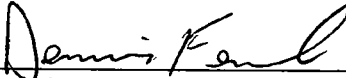
OWNERS:


Harry L. Glace
Henry


Jennifer L. Glace

CONTRACTOR:

DENNIS FENUSH

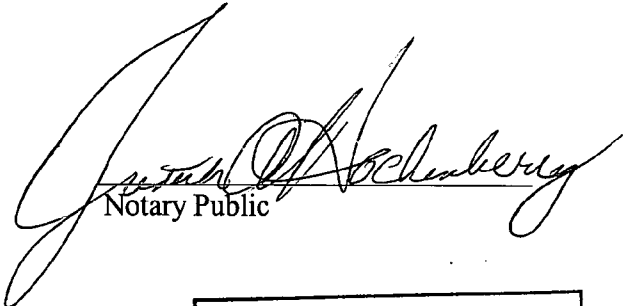

Dennis Fenush

AFFIDAVIT

STATE OF PENNSYLVANIA :
:SS
COUNTY OF CLEARFIELD :

Before me, the undersigned officer, personally appeared ^{Henry}~~HARRY~~ L. GLACE and JENNIFER L. GLACE, husband and wife, who being duly sworn according to law deposes and says that they are the Owners in the foregoing Waiver of Mechanic's Lien, and further that they executed the foregoing Waiver of Mechanic's Lien for the purposes contained therein.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 20 day of October, 2001.


Notary Public

Notarial Seal
Judith A. Hockenberry, Notary Public
Cooper Twp., Clearfield County
My Commission Expires May 7, 2004
Member, Pennsylvania Association of Notaries

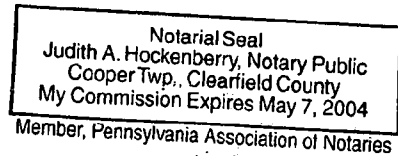
AFFIDAVIT

STATE OF PENNSYLVANIA :
:SS
COUNTY OF CLEARFIELD :

Before me, the undersigned officer, personally appeared HENRY L. GLACE JENNIFER L. GLACE, who
being duly sworn according to law deposes and says that ^{they are} he is the People of
_____ in the foregoing Waiver of Mechanic's Lien, and further that he
executed the foregoing Waiver of Mechanic's Lien for the purposes contained therein.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 20 day of
October, 2001.

Judith A. Hockenberry
Notary Public



FILED *Ady-sm*
07/5:34
OCT 23 2001 *101-2000*
no cc
William A. Shaw
Prothonotary