

02-826-CD
PALMERO CONSTRUCTION -vs- SANDRA KIRKLAND

2002-826-40

WAIVER OF RIGHT TO FILE MECHANIC'S LIEN

WHEREAS, SANDRA KIRKLAND has entered into a contract with PALUMBO CONSTRUCTION, General Contractor, with regard to construction of a dwelling house on premises described on the attached Exhibit "A".

NOW, THEREFORE, it is hereby stipulated and agreed by and between the parties hereto, as part of the said contract and for the consideration therein set forth, that neither the undersigned General Contractor, any subcontractor, materialmen, or mechanic, nor any other person furnishing labor or materials to the said General Contractor under this contract shall file any mechanic's or other lien or claim for work done or material furnished in or about the performance of said contract against the ground upon which the structure or work herein provided for is erected or done or against any structure thereon erected or to be erected, or against any structure or property whatsoever covered by said contract.

THIS stipulation is specifically made with the purpose and intent that it be filed in the Prothonotary's Office of Clearfield County, Pennsylvania, in accordance with and under and by virtue of an Act titled Mechanic's Lien Law of 1963, P.L. 1175, No. 497, as amended, in order to operate as a complete waiver by the General Contractor and all subcontractors of the right to file any mechanic's lien of any nature and in any manner.

FILED

MAY 23 2002
012:30 AM
William A. Shaw P.D.
Prothonotary
20-
Clerk to Attorney

IN WITNESS WHEREOF, the said parties have caused this waiver to be
duly executed the 23rd day of May, 2002.

WITNESS:

Kathleen M. Myers

Kathleen M. Myers

OWNER:

Sandra Kirkland (SEAL)
SANDRA KIRKLAND

GENERAL CONTRACTOR:

Ben Palumbo (SEAL)
BEN PALUMBO,
PALUMBO CONSTRUCTION, General
Contractor

Exhibit A

Sandra Kirkland

**Section 6A, Lots 144 and 145, Treasure Lake Subdivision,
Sandy Township, Clearfield County, PA**

ALL those two certain tracts of land designated as **Lot No. 144 and Lot No. 145, Section 6A, "Jamaica"** in the Treasure Lake Subdivision in Sandy Township, Clearfield County, Pennsylvania, recorded in the Recorder of Deeds Office in Misc. Docket Map File No. 25.

EXCEPTING AND RESERVING therefrom and subject to:

1. All easements, rights of way, reservations, restrictions and limitations shown or contained in prior instruments of record and in the aforesaid recorded plan.
2. The Declaration of Restrictions, Treasure Lake, Inc., recorded in Misc. Book Vol. 146, page 476; all of said restrictions being covenants which run with the land.
3. All minerals and mining rights of every kind and nature.
4. A lien for all unpaid charges or assessments as may be made by Treasure Lake Property Owners Association, Inc., which lien shall run with the land and be an encumbrance against it.

BEING the same premises conveyed by deed of Robert V. Flint, widower, to Sandra Kirkland, single, dated January 19, 2001, and recorded in the Office of the Recorder of Clearfield County as Instrument #200101234.