

05-1261-CD
Kenneth Gates et al vs. Saupp's Excavating

Kenneth Gates Sr. et al vs. Saupp's Excavat.
2005-1261-CD

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

Kenneth G. Gates Sr. &

Fornetta I. Gates

(Plaintiff) OWNER

2388 Cambria St.

(Street Address)

FallenTimber, Pa. 16680

(City, State ZIP)

CIVIL ACTION

No. 05-1261-CD

Type of Case: Mechanics Lien Waiver

Type of Pleading: Mechanics Lien Waiver

Filed on Behalf of:

Kenneth G. Gates Sr. et. ux
(Plaintiff/Defendant) owner

vs. Saupp's Excavating
& General Contracting
(Defendant) contractor

151 P. ke St.

(Street Address)

Smithmill, Pa. 16680

(City, State ZIP)

Ginard Kasubick, Esq
(Filed by)

611 Braddock St., Hootdale Pa 16651
(Address)

(814) 378-7840
(Phone)

Janet Kunkle
(Signature)

FILED ^{AM}
01/38/05
AUG 19 2005
20.00
No CC

William A. Shaw
Prothonotary/Clerk of Courts

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

KENNETH G. GATES, SR. and :
FONETTA I. GATES, :
Owners :
: No.: 2005-
vs. :
: :
SAUPP'S EXCAVATING & :
& GENERAL CONTRACTING, :
Contractor :
:

MECHANIC'S LIEN WAIVER

WHEREAS, KENNETH G. GATES, SR. and FONETTA I. GATES, of 2388 Cambria Street, Fallentimber, PA 16639, are about to execute contemporaneously herewith, a contract with SAUPP'S EXCAVATING & GENERAL CONTRACTING, Contractor, of 151 Pike Street, P.O. Box 142, Smithmill, PA 16680, for all excavation work for a dwelling house foundation upon a lot of land situate in Gulich Township, Clearfield County, Pennsylvania, conveyed to Owners by deed recorded in Clearfield County Deeds and Records Book 1289, Page 47, and further being known by Tax Map No. 118-L17-11.2.

NOW, this 15th day of August, 2005, at the time of or immediately before or subsequent to the execution of the principal contract, and before any authority has been given by the said Kenneth G. Gates, Sr. and Fonetta I. Gates to Saupp's Excavating & General Contracting to commence excavating work on the said foundation, or

purchase materials for the same in consideration of the making of the said contract with Saupp's Excavating & General Contracting, and the further consideration of the sum of One and 00/100 (\$1.00) Dollar, to them paid by Kenneth G. Gates, Sr. and Fonetta I. Gates, it is agreed that no lien shall be filed against the building or real property by the Contractor, or any other person for any labor, or materials purchased, or extra labor or materials purchased for the excavation of the foundation, the right to file such liens being expressly waived.

This Mechanic's Lien Waiver is intended to be filed with the Clearfield County Prothonotary within ten (10) days after date.

WITNESS our hands and seals the day and year aforesaid.

WITNESS:

OWNERS:

Kenneth G. Gates Sr.
Kenneth G. Gates, Sr.

Fonetta I. Gates
Fonetta I. Gates

CONTRACTOR:

Ruth Saupp
Ruth Saupp, Partner
of SAUPP'S EXCAVATING &
GENERAL CONTRACTING

Howard K. Gates

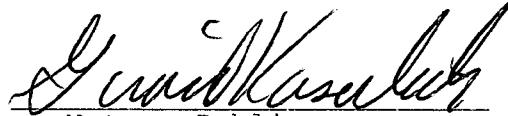
COMMONWEALTH OF PENNSYLVANIA :

\$:

COUNTY OF CLEARFIELD :

On this, the 19th day of August, 2005, before me, the undersigned officer, personally appeared **KENNETH G. GATES, SR. and FONETTA I. GATES**, his wife, known to me (or satisfactorily proven) to be the persons whose names are subscribed to the foregoing instrument and acknowledged that they executed the same for the purposes therein contained.

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


Notary Public

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Girard Kasubick, Notary Public
Houtzdale Boro, Clearfield County
My Commission Expires June 8, 2007

Member, Pennsylvania Association Of Notaries

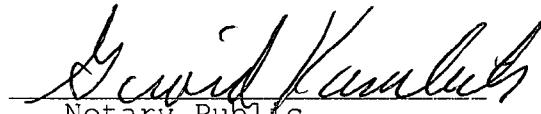
COMMONWEALTH OF PENNSYLVANIA :

\$:

COUNTY OF Clearfield :

On this, the 15th day of August, 2005, before me, the undersigned officer, personally appeared **RUTH SAUPP, Partner of SAUPP'S EXCAVATING & GENERAL CONTRACTING**, known to me (or satisfactorily proven) to be the person whose name is subscribed to the foregoing instrument and acknowledged that she executed the same for the purposes therein contained.

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


Notary Public

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Girard Kasubick, Notary Public
Houtzdale Boro, Clearfield County
My Commission Expires June 8, 2007

Member, Pennsylvania Association Of Notaries