

05-1264-CD  
Kenneth Gates et vs. Black's Home Sales

Kenneth Gates Sr. vs. Black's Home Sales  
2005-1264-CD

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY  
PENNSYLVANIA

Kenneth G. Gates Sr.

Fornetta I. Gates

(Plaintiff)

2388 Cambria St-

(Street Address)

Fallentimber, Pa. 16680

(City, State ZIP)

CIVIL ACTION

No. 05-1264-CD

Type of Case: Mechanics Lien Waiver

Type of Pleading: Mechanics Lien Waiver

Filed on Behalf of:

Kenneth G. Gates Sr et al.  
(Plaintiff/Defendant)

VS.

Black's Home Sales Inc.

(Defendant)

R.D. 1 Box 498

(Street Address)

Osceola Mills Pa 16666

(City, State ZIP)

Gerard Kasubek, Esq.

(Filed by)

611 Bassin St. Hoxdale, Pa 16651

(Address)

(814) 378-7840

(Phone)

Gerard Kasubek  
(Signature)

FILED <sup>Att'y pd.</sup>  
01:44:61 20.00  
AUG 19 2005 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 :  
vs. : No.: 2005-  
: :  
BLACK'S HOME SALES, INC., :  
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 BLACK'S HOME SALES, INC., Contractor, of R.D. 1, Box 498, Osceola Mills, PA 16666, for the purpose of new construction of a prefab dwelling house to be placed 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 12 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 Black's Home Sales, Inc. to commence work on the said prefab home, or purchase materials for the same in

consideration of the making of the said contract with Black's Home Sales, Inc., 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 new construction of the prefab dwelling house, 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.

Kenneth G. Gates, Sr.

  
Fonetta I. Gates

Fonetta I. Gates

**CONTRACTOR:**

Donna M. Gilson, Manager  
Donna M. Gilson, Manager  
of BLACK'S HOME SALES, INC.

COMMONWEALTH OF PENNSYLVANIA :

S:

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.

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

Girard Kasubick, Notary Public

Houtzdale Boro, Clearfield County

My Commission Expires June 8, 2007

Notary Public

Member, Pennsylvania Association Of Notaries



COMMONWEALTH OF PENNSYLVANIA :

S:

COUNTY OF Clearfield :

On this, the 12th day of August, 2005, before me, the undersigned officer, personally appeared **DONNA M. GILSON, Manager of BLACK'S HOME SALES, INC.**, 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

Heather L. Sage, Notary Public

Decatur Twp., Clearfield County

My Commission Expires June 3, 2007