

05-1362-CD  
Jamie L. Bortot vs CAM Gen. Contracting

Jamie Bortot vs. CAM General Contracting  
2005-1362-CD

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY  
PENNSYLVANIA

Jamie L. Bortot

(Plaintiff)

Owner

Maple Shade Drive

(Street Address)

Curwensville, Pa. 16833

(City, State ZIP)

VS.

CAW General Contracting

(Defendant)

Contractor

913 Dorey St.

(Street Address)

Clearfield, PA 16830

(City, State ZIP)

CIVIL ACTION

No. 05-1342-CD

Type of Case: Mechanic's Lien Waiver

Type of Pleading: \_\_\_\_\_

Filed on Behalf of:

Owner/Contractor

(Plaintiff/Defendant)

John A. Ayres, Jr.

(Filed by)

101 South 2nd Street

(Address)

Clearfield, Pa. 16830

(Phone)

John A. Ayres, Jr.

(Signature)

FILED No CC

01/13/05 Piff. pd.  
SEP 02 2005 20.00

William A. Shaw  
Prothonotary/Clerk of Courts

JAMIE L. BORTOT,

and  
CAM GENERAL CONTRACTING,

Owner(s)  
Contractor(s)

IN THE COURT OF COMMON PLEAS,

County of CLEARFIELD  
State of PENNSYLVANIA

No. Term, 2005

## Mechanic's Lien Waiver

THIS AGREEMENT, Made and entered into this the 25<sup>th</sup> day of July, 2005,  
by and between the Owner(s) of Maple Shade Drive, Curwensville, Pennsylvania 16833

and the Contractor(s) of 913 Dorey Street, Clearfield, Pennsylvania 16830

WHEREAS, the Owner(s) have this day entered into a written contract with the Contractor(s) for the construction of a 1½ Story new 2,079 square feet home, including foundation, driveway, water and sewer lines.  
in accordance with certain plans and specifications, and for the furnishing and providing of materials and labor necessary therefor upon a plot of ground being all that certain piece or parcel of land

SEE ATTACHED DESCRIPTION

NOW, THEREFORE, it is hereby stipulated and agreed by and between the said parties as part of the said Contract and for the consideration therein set forth, before any of the above construction is commenced, that Contractor, for himself, herself, itself, themselves, his, her, its and their subcontractors, and all parties acting through or under him, it or them, covenants and agrees that no mechanics' claims or liens shall be filed or maintained by him, them, or any of them against the buildings and the lots of ground appurtenant thereto, or any of them, for or on account of any work done or materials furnished by him, them or any of them, under this contract or otherwise, for towards, in or about the erection and construction of the said buildings, or any of them, and Contractor, for himself, herself, itself, themselves, his, her, its and their subcontractors, and others under him, her, it or them, hereby expressly waives and relinquishes the right to have, file, or maintain any mechanics' lien or claim against the buildings or any of them, and that this agreement waiving the right of lien shall be an independent covenant and shall operate and be effective as well with respect to work and labor done and materials furnished under any supplemental contract, verbal or written, or contract for extra work in the erection and construction of the said buildings as to work and labor done and materials furnished under this contract.

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 this State in such cases made and provided.

IN WITNESS WHEREOF, the said parties hereto have hereunto set their hands and seals the day and year first above written.

  
JAMIE L. BORTOT, OWNER L.S.

  
CRAIG A. McCRAKEN, OWNER Contractor(s)  
of CAM GENERAL CONTRACTING L.S.

**Mechanic's Lien Waiver**

No. \_\_\_\_\_ Term, ~~XX~~2005

JAMIE L. BORROT

vs.

CAM GENERAL CONTRACTING Contractor

Filed 4/24/05, ~~XX~~2005

EXHIBIT

ALL that certain piece or parcel of land located in Pike Township, Clearfield County, Pennsylvania, bounded and described as follows:

BEGINNING at a found 1" pipe, said pipe being the Southwest corner of the property described herein; thence along the lands now or formerly of Robert A. and Carol J. Strickland, North 34 degrees 26 minutes 14 seconds East, a distance of 235.82 feet to a found 3/4" iron rebar corner; thence along the land now or formerly of Gilbert J. And Mary S. Johnson, South 79 degrees 46 minutes 46 seconds East, a distance of 205.51 feet to a set 3/4" iron rebar corner; thence along the land now or formerly of James L. and Patricia E. Harner, these following courses and distances: South 19 degrees 00 minutes 40 seconds East, a distance of 128.59 feet to a set 3/4" iron rebar corner; South 67 degrees 58 minutes 08 seconds West, a distance of 188.78 feet to a set 3/4" iron rebar corner; North 80 degrees 22 minutes 07 seconds West, a distance of 205.40 feet to a found 1" pipe, the place of BEGINNING.

CONTAINING 1.29 acres and shown as Lot No. 1 on Plan titled Preliminary/Final Subdivision Plan of James L. & Patricia E. Harner, Pike Township, Clearfield County, as prepared by Hess & Fisher Engineers, Inc., dated June 1, 2005, and recorded in the Office of the Register and Recorder for Clearfield County to Instrument Number 200510090.

ALSO granting and conveying to the Grantees, her heirs, executors and assigns a right-of-way crossing lands of James L. & Patricia E. Harner, for the purpose of ingress, egress and regress which right-of-way is bounded and described as follows:

BEGINNING at a set 3/4" iron rebar corner, said corner being the southeast corner of Lot No. 1; thence along the land now or formerly of James L. and Patricia E. Harner, these following courses and distances: South 34 degrees 40 minutes 39 seconds West, 191.96 feet to a point; thence by a curve to the right with a radius of 237.32 feet, the chord of which is South 64 degrees 49 minutes 22 seconds West, 247.81 feet to a point; thence North 84 degrees 25 minutes 33 seconds West, 11.97 feet to a point; thence North 52 degrees 30 minutes 37 seconds West to a point on the Southern line of Bloom Street; thence in a Westerly direction along the Southern line of Bloom Street and along line now or formerly of Randy C. Westover and Pamela A. Westover to a point on the Eastern line of Naulton Road (SR 3015); thence in a Northeasterly direction along the Eastern line of Naulton Road to a point at the Southwestern corner of land now or formerly of Robert A. Strickland and Carol J. Strickland and on the Northern line of Bloom Street; thence in an Easterly direction along the Northern line of Bloom Street and along said line of land now or formerly of Robert A. Strickland and Carol J. Strickland to a found 1/2 inch rebar at corner of said land now or formerly of Robert A. Strickland and Carol J. Strickland and corner of land of James L. Harner and Patricia E. Harner; thence North 34 degrees 30 minutes 42 seconds east 6.97 feet to a point; thence South 84 degrees 31 minutes 01 seconds East, 50.82 feet to a point; thence by a curve to the left with a radius of 204.32 feet, the chord of which is North 64 degrees 57 minutes 07 seconds East, 214.76 feet to a point; thence North 34 degrees 40 minutes 39 seconds East, 176.93 feet to a point; thence South 80 degrees 22 minutes 07 seconds East, 36.43 feet to a set 3/4" iron rebar corner; the place of BEGINNING.

CONTAINING approximately 0.43 acres and being an initial 16 foot wide access easement as to the portion of land owned by Grantors referred to as Bloom Street on the Subdivision Plan referred to below, shown as 11 feet wide as to the portion referred to as Bloom Street on the Subdivision Plan referred to below, followed by a 33 foot wide access easement as illustrated on the Preliminary/Final Subdivision Plan of James L. & Patricia E. Harner, Pike Township, Clearfield County, as prepared by Hess & Fisher Engineers, Inc., dated June 1, 2005, and recorded in the Office of the Register and Recorder for Clearfield County to Instrument Number 200510090.

BEING further identified in the assessment records of Clearfield County as part of Tax Parcel Number 126-19-25.

JAMIE L. BORTOT  
Maple Shade Drive  
Curwensville, PA 16833

**FILED**

**SEP 02 2005**

William A. Shaw  
Prothonotary/Clerk of Courts