

08-894-CD
Ricky Berndt vs R&B Contracting

FILED

MAY 14 2008
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William A. Shaw
Prothonotary/Clerk of Courts
PA No. 1c

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA

CIVIL DIVISION

RICKY A. BERNDT and
ELIZABETH L. BERNDT,
Owners

vs.

R & B CONTRACTING,
General Contractor

: No.: 2008- 894-C0
: Type of Case:
: Civil
: Type of Pleading:
: Waiver of Mechanic's
: Lien
: Filed on behalf of:
: Owners
: Counsel of Record for
: This Party:
: Girard Kasubick, Esq.
: Supreme Court #30109
: LEHMAN & KASUBICK
: 611 Brisbin Street
: Houtzdale, PA 16651
: (814) 378-7840

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

RICKY A. BERNDT and :
ELIZABETH L. BERNDT, :
Owners :
 : No.: 2008-
vs. :
 :
R & B CONTRACTING, :
General Contractor :
 :

WAIVER OF MECHANIC'S LIEN

WHEREAS, RICKY A. BERNDT and ELIZABETH L. BERNDT, his wife, of 2504 Lark Avenue, Altoona, PA 16602, is about to execute contemporaneously herewith, a contract as general contractor with R & B CONTRACTING, of P.O. Box 211, Ramey, PA 16671, for the purpose of new construction of a dwelling house upon a lot of land situate in Gulich Township, Clearfield County, Pennsylvania, conveyed to Owners by deed recorded in Clearfield County Instrument No. 200801810 and further being known by Tax Map No. 118-K16-59.1.

NOW, this _____ day of May, 2008, 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 Ricky A. Berndt and Elizabeth L. Berndt to R & B Contracting to commence work on the said building, or purchase materials for the same in consideration of the making of the said contract with R &

B Contracting and the further consideration of the sum of One and 00/100 Dollar (\$1.00), to them paid by Ricky A. Berndt and Elizabeth L. Berndt, it is agreed that no lien shall be filed against the building or real properties by the General Contractor, or any other person for any labor, or materials purchased, or extra labor or materials purchased for the new construction of the dwelling house, the right to file such liens being expressly waived. This Waiver of Mechanic's Lien is intended to be filed with the Clearfield County Prothonotary within ten (10) days after this date.

WITNESS our hands and seals the day and year aforesaid.

WITNESS:

David Kunkle
David Kunkle

OWNERS:

Ricky A. Berndt
Ricky A. Berndt
Elizabeth L. Berndt
Elizabeth L. Berndt

GENERAL CONTRACTOR:

Ricky A. Berndt
Ricky A. Berndt

Ricky A. Berndt
Ricky A. Berndt, Partner
of R & B CONTRACTING

Joshua J. Berndt
Joshua J. Berndt, Partner
of R & B CONTRACTING

COMMONWEALTH OF PENNSYLVANIA : :

S:

COUNTY OF CLEARFIELD : :

On this, the 14th day of May, 2008, before me, the undersigned officer, personally appeared **Ricky A. Berndt** and **Elizabeth L. Berndt**, 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, 2011

Member, Pennsylvania Association of Notaries

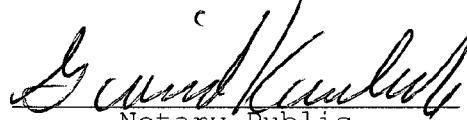
COMMONWEALTH OF PENNSYLVANIA : :

S:

COUNTY OF CLEARFIELD : :

On this, the 14th day of May, 2008, before me, the undersigned officer, personally appeared **Ricky A. Berndt**, **Partner and Joshua J. Berndt, Partner of R & B CONTRACTING**, 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

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