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C490122 LU

# WAIVER OF LIEN

Chicago Title Insurance Company

The undersigned is a general contractor, a subcontractor, a materialman or other person furnishing the services, labor, material or equipment indicated below in the construction of improvements upon Real Estate located in LAKE County, State of Indiana, and described as follows:

LOT 16, DUCK CREEK HEIGHTS, UNIT NO. 1, AS SHOWN IN PLAT BOOK 79, PAGE 13, IN LAKE COUNTY, INDIANA

97070652

commonly known as 979 SULLIVAN DRIVE, HOBART, INDIANA 46342  
(Street address; City and State)

The Real Estate is owned by JAMES GOETZ & DEBRA GOETZ and the services, labor, material, or equipment were ordered by \_\_\_\_\_

ANDERSON BROTHER COMPANY, INC.

IN CONSIDERATION of the sum of EIGHT HUNDRED SEVENTY EIGHT DOLLARS AND 88 CENTS DOLLARS (\$ 878.88), receipt of which is hereby acknowledged, and in order to procure one or more payments for services, labor, material, or equipment provided in such construction, the undersigned does hereby waive, release, and quit claim in favor of the owner of the Real Estate and the lender or lenders providing funds with which payment of construction costs is or is to be made, or assigns of such owner or lender or lenders, all lien or claim or right to lien upon the land or improvements above described which the undersigned may now have for services, labor, material, or equipment furnished in respect of such land or improvements to and including the date hereof. The undersigned warrants that he has not and will not assign any claim for payment nor any right to perfect a lien against the Real Estate, and that he has the right to execute this waiver and release of liens.

Mechanics Lien Document No. 97009362 recorded on 2/13/97 in the amount of \$1,757.75. The undersigned further warrants and represents that he has the right to transfer and does hereby transfer title to the services, labor, material, or equipment to the owners or lenders named above in consideration of the payment received hereunder. The undersigned further states that the consideration received hereunder is the sole consideration received by the undersigned for said services, labor, material, or equipment furnished to date, and that he has neither received nor made any security interest, title retention interest, or lien rights in the said services, labor, material or equipment other than that released and transferred hereby.

Material, labor, services or equipment furnished: BY TOTAL SITE

PREPARING A DIVISION OF PORTAGE PAVING, INC.

Dated Oct 9, 1997

James McElwain  
Authorized Agent

STATE OF Indiana, COUNTY OF PORTER, SS:

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared JAMES McELWAIN

who acknowledged the execution of the foregoing Waiver of Lien (as such officers for and on behalf of said Corporation and by authority of its Board of Directors).

Witness my hand and notarial seal this 9th day of OCTOBER, 1997  
My commission expires: 6-6, 192000

Bryan Jackson  
Notary Public

Resident of PORTER County

This instrument was prepared by James L. Wieser, Attorney at Law