## Owner of Realty-Continued.

Work must be done at his request, 446

Vendee in possession under contract to purchase an, 137 Owners of real estate formerly apprehensive of effect of Lien Act, 5 Particulars, sufficiency of, 471 Parties in lien suits, adding, 506

DIDET.

Assignees, 294, 472

Defendants, 506

Plaintiffs, 506

Husband and wife, 19, 59, 272

Rights of, concluded by decree, 30

Liable, must be before court to determine amount due, 458 Partner, powers of, 68, 82

Partnership, lien on chattels not lost by dissolution of, 82

Payment to contractor, validity of, 460

Made to defeat lien, void, 467

Premature, not protected, 461

By owner, validity of, 457

Definition of, 460

Acceptance of order, equivalent to, 470

Into court by owner, effect of, 518

Out of court, how to be made in action, 523

To sub-contractor, validity of, 460

Pay-roll receipted to be posted on work, 287 " Pay-roll or sheet," meaning of, 287

Receipted for woodman's wages, 287

Pennsylvania one of the first States to introduce lien law, 4 Act, scope of, 14

Percentage to be retained, sub-contractor's rights in, 390 To be retained, wage-carners' rights in, 467

To be retained on amount actually earned, 457

Must be retained for period of thirty days, 456

Person paying more than specified percentage does so at his peril, 457

How computed, 458

Performance of contract, excuses for abandonment, 86 Effect of taking possession, 86

Mechanic prevented from, without his fault, 85 Substantial, 83

Trivial imperfection of no effect, 83

LL-30a