

Effective: July 1, 2013

Ga. Code Ann., § 44-14-361

§ 44-14-361. Creation of liens; labor, services or materials furnished

Currentness

(a) The following persons shall each have a special lien on the real estate, factories, railroads, or other property for which they furnish labor, services, or materials:

(1) All mechanics of every sort who have taken no personal security for work done and material furnished in building, repairing, or improving any real estate of their employers;

(2) All contractors, all subcontractors and all materialmen furnishing material to subcontractors, and all laborers furnishing labor to subcontractors, materialmen, and persons furnishing material for the improvement of real estate;

(3) All registered architects furnishing plans, drawings, designs, or other architectural services on or with respect to any real estate;

(4) All registered foresters performing or furnishing services on or with respect to any real estate;

(5) All registered land surveyors and registered professional engineers performing or furnishing services on or with respect to any real estate;

(6) All contractors, all subcontractors and materialmen furnishing material to subcontractors, and all laborers furnishing labor for subcontractors for building factories, furnishing material for factories, or furnishing machinery for factories;

(7) All machinists and manufacturers of machinery, including corporations engaged in such business, who may furnish or put up any mill or other machinery in any county or who may repair the same;

(8) All contractors to build railroads; and

(9) All suppliers furnishing rental tools, appliances, machinery, or equipment for the improvement of real estate.

(b) Each special lien specified in subsection (a) of this Code section may attach to the real estate of the owner for which the labor, services, or materials are furnished if they are furnished at the instance of the owner, contractor, or some other person acting for the owner or contractor and shall include the value of work done and materials furnished in any easement or public right of way adjoining said real estate if the work done or materials furnished in the easement or public right of way is for the benefit of said real estate and is within the scope of the owner's contract for improvements to said real estate.

(c) Each special lien specified in subsection (a) of this Code section shall include the amount due and owing the lien claimant under the terms of its express or implied contract, subcontract, or purchase order subject to subsection (e) of [Code Section 44-14-361.1](#).

(d) Each special lien specified in subsection (a) of this Code section shall include interest on the principal amount due in accordance with [Code Section 7-4-2](#) or [7-4-16](#).

Credits

Laws 1873, p. 42, § 7; Laws 1893, p. 34, §§ 1, 2; Laws 1895, p. 27, § 1; Laws 1897, p. 30, §§ 1, 2; Laws 1899, p. 33, § 1; Laws 1953, Jan.-Feb. Sess., p. 582, §§ 1, 2; Laws 1956, p. 185, § 1; Laws 1956, p. 562, § 2; Laws 1982, p. 1144, § 1; Laws 1983, p. 3, § 33; Laws 1983, p. 1450, § 1; Laws 1985, p. 1322, § 2; Laws 1991, p. 915, § 2; [Laws 2006, Act 744, § 1, eff. July 1, 2006](#); [Laws 2013, Act 340, § 1, eff. July 1, 2013](#).

Formerly Code 1873, § 1979; Code 1882, § 1979; Civil Code 1895, § 2801; Civil Code 1910, § 3352; Code 1933, § 67-2001.

[Notes of Decisions \(422\)](#)