

Acknowledgement of Payment and Waiver of Lien



TO WHOM IT MAY CONCERN:

CONTRACTOR/SUBCONTRACTOR NAME: _____
PROJECT NAME/PREMISES: _____
TYPE OF WORK AND/OR MATERIAL: _____
OWNER NAME: _____

The undersigned does hereby acknowledge, certify and warrant that the following statement of contract account is correct and complete to and including the date hereof, and that all charges and amounts now due to the undersigned and all charges and costs heretofore incurred by or for the undersigned for labor and materials in connection with the above described premises or improvements thereon have been paid in full (less retainage):

Statement of Contract Account

Original Contract Amount:	\$ _____
Approved Change Orders:	\$ _____
Total Revised Contract:	\$ _____
Total Payments to Date (net of retainage /current request not included):	\$ _____
Total Amount of Retention Withheld:	\$ _____

Waiver of Lien

The undersigned, for and in consideration of \$_____ for invoice No._____, [NYS MUST INCLUDE FOLLOWING LANGUAGE - effective upon the Owner making payment on the invoice], does hereby waive and release any right which it now has or in the future may have under the statutes of the state of _____, relating to mechanics' and materialmen's liens on:

- (i) the above described premises and improvements thereon;
- (ii) the Owner, its title company, lender and their employees, officers and agents; and
- (iii) the surety or sureties of the Owner, for anything whatsoever related to the Project (including, but not limited to, moneys or other considerations due or to become due from the Owner, whether billed or unbilled) through the date hereof, on account of labor, services, materials, fixtures or apparatus heretofore furnished to this date by the undersigned for the above premises and improvements thereon.

The undersigned further covenants and agrees to save and hold harmless the Owner listed above, from any and all liability or expenses on account of any charges or claims for labor and/or materials provided by the undersigned on or for said project on or prior to the date hereof.

In order to induce payment to be made to the undersigned, the undersigned certifies that it has paid all of its subcontractors, suppliers and employees for all items connected with the above-referenced project all amounts owed for the labor and/or materials covered by payments which the undersigned has received for the project prior to the date hereof.

The undersigned has executed this waiver voluntarily and with full knowledge of the undersigned's rights under law.

[NAME OF CONTRACTOR/SUBCONTRACTOR]

Date: _____ By: _____
Name: _____ Title: _____

[INSERT STATE APPROPRIATE NOTARY BLOCK AND SEAL]

STATE OF: _____ COUNTY OF: _____