

CONDITIONAL WAIVER AND RELEASE ON PROGRESS PAYMENT

STATE OF TEXAS §

COUNTY OF _____ §
§

Project _____

Job No. _____

On receipt by the signer of this document of a check from _____
(Payor of check) in the sum of _____ dollars
(\$ _____) payable to _____
(Payee/Payees of check) and when the check has been properly endorsed and has
been paid by the bank on which it is drawn, this document becomes effective to release
any mechanic's lien right, any right arising from a payment bond that complies with a
state or federal statute, any common law payment bond right, any claim for payment,
and any rights under any similar ordinance, rule, or statute related to claim or payment
rights for persons in the signer's position that the signer has on the property of
_____ (Owner of Property) located at
_____ (Location of Project/Property) to
the following extent:

(Description of work performed and time period).

This release covers a progress payment for all labor, services, equipment, or
materials furnished to the property or to _____
(person with whom signer contracted) as indicated in the attached statement(s) or
progress payment request(s), except for unpaid retention, pending modifications and
changes, or other items furnished.

Before any recipient of this document relies on this document, the recipient
should verify evidence of payment to the signer.

The signer warrants that the signer has already paid or will use the funds
received from this progress payment to promptly pay in full all of the signer's laborers,
subcontractors, materialmen, and suppliers for all work, materials, equipment, or
services provided for or to the above referenced project in regard to the attached
statement(s) or progress payment request(s).

This document has been prepared, executed, entered and agreed to pursuant to Chapter 53.284 of the Texas Property Code.

EXECUTED this _____ day of _____, 20____.

[Company name]

By: _____

Name: _____

Title: _____

SUBSCRIBED AND SWORN TO BEFORE ME by the said
_____ on this the _____ day of _____,
20____ to certify which witness my hand and official seal of office.

Notary Public, State of T E X A S

My Commission Expires: _____