**FINAL CONDITIONAL WAIVER OF LIEN**

For and in consideration of paid to the undersigned, upon receipt and acceptance by the financial institution upon which it is drawn, the undersigned does hereby waive, release and relinquish any and all claims or right of lien to the aforementioned amount which the undersigned may have on any and all property owned by **Project Owner:**  for labor, material, machinery, etc., for work performed, situated on or around the following premises:

**Project No:**

**Project Name:**

**Project Address:**

This waiver is conditional upon the receipt of monies as stated above.

Dated and signed this day of , 20\_\_\_\_\_\_\_\_\_

 SUBCONTRACTOR\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 By\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 (Signature)

 Title\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

State of\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_County of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, ss:

Sworn to before me and subscribed in my presence this \_\_\_\_\_\_\_\_\_\_ day of\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_20\_\_\_\_\_.

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Notary Public

 My Commission Expires\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**NOTE: THIS FORM MUST BE SIGNED, DATED, NOTARIZED AND RETURNED TO:**

**EQUITY CONSTRUCTION SOLUTIONS**

**4653 Trueman Boulevard**

**Suite 200**

**Hilliard, OH 43026**

**(apconst@ecsbuilds.com)**

**WITHIN THREE (3) DAYS OF RECEIPT. FAILURE TO DO SO WILL RESULT IN DELAY OF FUTURE PAYMENTS UNTIL THESE FORMS HAVE BEEN RETURNED. THANK YOU FOR YOUR COOPERATION.**

**AFFIDAVIT OF SUBCONTRACTOR**

State of )

County of )ss \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ , \_\_\_\_\_\_\_\_\_\_ Date:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, being first duly sworn, says that he/she is \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, having a contract with  **Equity, Inc.** for situated on or around or in front of the following described property

**SUB-CONTRACTORS**

 Affiant further says that the following shows the names and addresses of every sub-contractor in the employ of said \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_. giving the amount, if any, which is due, or to become due, to them, or any of them, for work done, or machinery, material or fuel furnished to date hereof, under said contracts.

**NOTE -This statement must be accompanied by a similar sworn statement signed by each of the sub-contractors listed below.**

|  |  |  |  |
| --- | --- | --- | --- |
| NAME | ADDRESS | TRADE | Amount Due or to Become Due for Work and Materials to Date Hereof |
|   |  |  |  |  |
|   |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |

**MATERIAL MEN**

 Said affiant further says that the following shows the names and addresses of every person furnishing machinery, material or fuel to \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ giving the amount, if any, which is due, or to become due, to them, or any of them, for machinery, material or fuel furnished to date hereof, under said contracts.

|  |  |  |  |
| --- | --- | --- | --- |
| NAME | ADDRESS | Kind of Machinery, Material or Fuel | Amount Due or to Become Due for Material Furnished to Date Hereof |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |

**NOTE - The above must be accompanied by "Certificate of Materialman." In lieu of such certificate, there may be furnished a written waiver of lien, a written release or receipt.**

**LABOR**

Said affiant further says that the following shows the names and addresses of every unpaid laborer in the employ of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ furnishing labor under said contract, giving the amount, if any, which is due, or to become due, for labor done to date hereof.

**NOTE - If the fact is that every laborer has been paid in full, then recite: "Every laborer has been paid in full". If not, then give each laborer's name and address and the amount due or to become due.**

|  |  |  |  |
| --- | --- | --- | --- |
| **NAME** | **ADDRESS** | **HOURS** | **Amount Due or to Become Due for Labor Furnished to Date Hereof** |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |
|  |  |  |  |  |

Affiant further states that there is due or to become due to \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ for work performed or machinery, material or fuel furnished to \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_to date hereof under said contracts, the sum of \_\_\_\_\_\_\_\_\_\_\_\_\_\_. That the amounts due or to become due to said sub-contractors, material-men and laborers, for work done or machinery, material or fuel furnished to the date hereof to \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ fully and correctly set forth opposite their names, respectively, in the aforesaid statements, and further evidenced by certificates of every person furnishing machinery, material or fuel, hereto attached, and made a part hereof.

Affiant further says that \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ has not employed or purchased or procured machinery, material or fuel from, or sub-contracted with any person, firm or corporation, other than those above mentioned, and owes for no labor performed, or machinery, material or fuel furnished, under said contracts, other than above set forth.

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE AT \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ THIS \_\_\_\_\_\_\_ DAY OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, \_\_\_\_\_\_\_\_\_\_\_\_\_.**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**NOTARY PUBLIC**