

# WAIVER AND RELEASE ON PROGRESS PAYMENT

**NOTICE: The document may waive the lien, stop payment notice, and payment bond rights, and states that the rights have been given up unconditionally or unconditionally. IF YOU SIGN THIS DOCUMENT, EVEN IF YOU HAVE NOT BEEN PAID, YOU WILL BE ENTIRELY BINDED. Please review the CONDITIONAL WAIVER AND RELEASE CLAUSE IF YOU HAVE NOT BEEN PAID.**

## Identifying Information

Name of Claimant: \_\_\_\_\_

Name of Customer: \_\_\_\_\_

Job Location: \_\_\_\_\_

Owner: \_\_\_\_\_

Through Date: \_\_\_\_\_

## PLEASE SELECT ONE (1)

**CONDITIONAL WAIVER AND RELEASE:** The conditional waiver and release set forth in this document waives and releases the claimant's rights to liens, stop payment notices, and payment bonds for labor and services rendered, as well as equipment and materials delivered, to the customer on this job through the Through Date of this document. This document, unless specifically stated as an Exception below, waives and releases any rights based upon labor or service rendered, equipment delivered, or material delivered, pursuant to a written change order that has been fully executed by the parties prior to the date this document is signed by the claimant. Only when the claimant receives payment from the financial institution on which the subsequent check is drawn is this document effective:

**UNCONDITIONAL WAIVER AND RELEASE:** This document unconditionally waives and releases the claimant's rights to liens, stop payment notices, and payment bonds for labor and services rendered, as well as equipment and materials delivered, to the customer on this job through the document's through date. Except as set forth in an Exception below, this document waives and releases any rights based upon labor, service, or delivery of equipment or material under a written change order that has been fully executed by the parties prior to the date that this document is signed by the claimant. The following progress payment has been given to the claimant.

\$ \_\_\_\_\_ [ Progress payment amount in dollars]

## Exceptions

This document does not affect any of the following:

- (1) Retentions.
- (2) Extras for which the claimant has not received payment.
- (3) Contract rights, including (A) a right based on rescission, abandonment, or breach of contract, and (B) the right to recover compensation for work not compensated by the payment.

## Signature

Claimant's Signature: \_\_\_\_\_

Claimant's Title: \_\_\_\_\_

Date of Signature: \_\_\_\_\_