

INSTRUCTIONS:

***FOR USE BEGINNING 1.1.21**

****REMOVE HIGHLIGHTED MATERIALS PRIOR TO EXECUTION**

*****MUST BE IN 12 POINT TYPE. ALL CAPS RECOMMENDED.**

WAIVER AND RELEASE OF LIEN AND PAYMENT BOND RIGHTS
UPON INTERIM PAYMENT

STATE OF GEORGIA

COUNTY OF _____

THE UNDERSIGNED MECHANIC AND/OR MATERIALMAN HAS BEEN EMPLOYED BY
_____ (NAME OF CONTRACTOR) TO FURNISH
_____ (DESCRIBE MATERIALS AND/OR LABOR) FOR THE
CONSTRUCTION OF IMPROVEMENTS KNOWN AS _____ (TITLE
OF THE PROJECT OR BUILDING) WHICH IS LOCATED IN THE CITY OF
_____, COUNTY OF _____, AND IS OWNED BY
_____ (NAME OF OWNER) AND MORE PARTICULARLY
DESCRIBED AS FOLLOWS:

(DESCRIBE THE PROPERTY UPON WHICH THE IMPROVEMENTS WERE MADE BY
USING EITHER A METES AND BOUNDS DESCRIPTION, THE LAND LOT DISTRICT,
BLOCK AND LOT NUMBER, OR STREET ADDRESS OF THE PROJECT.)

UPON THE RECEIPT OF THE SUM OF \$ _____, THE MECHANIC AND/OR
MATERIALMAN WAIVES AND RELEASES ANY AND ALL LIENS OR CLAIMS OF LIENS
IT HAS UPON THE FOREGOING DESCRIBED PROPERTY OR ANY RIGHTS AGAINST
ANY LABOR AND/OR MATERIAL BOND THROUGH THE DATE OF
_____ (DATE) AND EXCEPTING THOSE RIGHTS AND LIENS THAT
THE MECHANIC AND/OR MATERIALMAN MIGHT HAVE IN ANY RETAINED
AMOUNTS, ON ACCOUNT OF LABOR OR MATERIALS, OR BOTH, FURNISHED BY THE
UNDERSIGNED TO OR ON ACCOUNT OF SAID CONTRACTOR FOR SAID BUILDING
OR PREMISES.

GIVEN UNDER HAND AND SEAL THIS _____ DAY OF _____, _____.

_____ (COMPANY NAME)

_____ (SEAL)

_____ (PRINT NAME AND TITLE)

_____ (WITNESS NAME)

WITNESS

_____ (WITNESS ADDRESS)

WITNESS ADDRESS

NOTICE: WHEN YOU EXECUTE AND SUBMIT THIS DOCUMENT, YOU SHALL BE CONCLUSIVELY DEEMED TO HAVE WAIVED AND RELEASED ANY AND ALL LIENS AND CLAIMS OF LIENS UPON THE FOREGOING DESCRIBED PROPERTY AND ANY RIGHTS REGARDING ANY LABOR OR MATERIAL BOND REGARDING THE SAID PROPERTY TO THE EXTENT (AND ONLY TO THE EXTENT) SET FORTH ABOVE, EVEN IF YOU HAVE NOT ACTUALLY RECEIVED SUCH PAYMENT, 90 DAYS AFTER THE DATE STATED ABOVE UNLESS YOU FILE AN AFFIDAVIT OF NONPAYMENT PRIOR TO THE EXPIRATION OF SUCH 90 DAY PERIOD. THE FAILURE TO INCLUDE THIS NOTICE LANGUAGE ON THE FORM SHALL RENDER THE FORM UNENFORCEABLE AND INVALID AS A WAIVER AND RELEASE UNDER O.C.G.A. § 44-14-366.”