

**AFFIDAVIT AND WAIVER OF LIEN AND  
CERTIFICATION OF PAYMENT (CONDITIONAL)**

The undersigned, being first sworn, states as follows:

1. The Affiant is the \_\_\_\_\_ of \_\_\_\_\_ and submits this Affidavit for and on its behalf, being authorized to do so.

2. In consideration of the sum of \_\_\_\_\_ Dollars (\$ \_\_\_\_\_), the receipt and sufficiency of which are hereby acknowledged, the undersigned does hereby waive, release and relinquish any and all rights to claim a mechanics' lien which \_\_\_\_\_ has had, now has, or may have in the future upon the following real property:

*Legal Description*

*Address*

3. This Affidavit, Waiver and Certification is conditional upon final payment of Check No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ drawn upon \_\_\_\_\_.

4. This Affidavit, Waiver and Certification is effective for mechanics' lien arising from labor, laborers, materials, services, machinery, tools or equipment or fixtures provided to or for use on the above real property prior to \_\_\_\_\_, 20\_\_\_\_.\*

5. The undersigned hereby certifies, warrants and represents that \_\_\_\_\_ has paid in full any person or entity which has provided to \_\_\_\_\_ any labor, laborers, materials, services, machinery, tools or equipment or fixtures used or to be used in connection with improvements to the above real property through the date of this Affidavit, Waiver and Certification.

By: \_\_\_\_\_

Title: \_\_\_\_\_

STATE OF \_\_\_\_\_

\*\* COUNTY OF \_\_\_\_\_

} ss.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by

\_\_\_\_\_, as \_\_\_\_\_ of

\_\_\_\_\_.

Witness my hand and official seal.

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_

\* Strike this paragraph if this Affidavit and Certification is intended to reflect full and final payment of amounts due.

\*\* Insert "City and" when applicable.