

INTERIM WAIVER AND RELEASE UPON PAYMENT

STATE OF MISSISSIPPI
COUNTY OF _____

THE UNDERSIGNED MECHANIC AND/OR MATERIALMAN HAS BEEN EMPLOYED BY _____ (Hiring Company) TO FURNISH _____ (Describe labor and/or materials furnished) FOR THE CONSTRUCTION OF IMPROVEMENTS KNOWN AS _____ (Project Name) WHICH IS LOCATED IN THE CITY OF _____ (Project City), COUNTY OF _____ (Project County), AND IS OWNED BY _____ (Property Owner) AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

_____ (Address)

Legally Described As (if known):

_____ (Legal Description)

UPON THE RECEIPT OF THE SUM OF \$ _____ (Payment received) 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.

Notifying Party

Signed by: _____ (Print Name)

Dated: _____ (Date)

Sworn and Subscribed Before me, this the ____ day of _____, 20__.

Notary Public

NOTICE: WHEN YOU EXECUTE AND SUBMIT THIS DOCUMENT, YOU SHALL BE CONCLUSIVELY DEEMED TO HAVE BEEN PAID IN FULL THE AMOUNT STATED ABOVE, EVEN IF YOU HAVE NOT ACTUALLY RECEIVED THE PAYMENT, SIXTY (60) DAYS AFTER THE DATE STATED ABOVE UNLESS YOU FILE EITHER AN AFFIDAVIT OF NONPAYMENT OR A CLAIM OF LIEN BEFORE THE EXPIRATION OF THE SIXTY-DAY PERIOD. THE FAILURE TO INCLUDE THIS NOTICE LANGUAGE ON THE FACE OF THE FORM SHALL RENDER THE FORM UNENFORCEABLE AND INVALID AS A WAIVER AND RELEASE UNDER SECTION 85-7-419, MISSISSIPPI CODE OF 1972.