

CONDITIONAL WAIVER AND RELEASE UPON PROGRESS PAYMENT

Account #

Upon receipt by the undersigned of a check from: **Customer Four** in the sum of: \$ amount here payable to: **Sunburst Software Solutions, Inc.** and when the check has been properly endorsed and has been paid by the bank upon which it is drawn, this document shall become effective to release any mechanics' lien, stop notice, or bond right the undersigned has on the job of:

Job Description for App for Payment

Located at:

Project Number

Change Order Testing

Project Street Address

Project City, VT 05872

To the following extent:

Please Note: All contract document templates are created using Microsoft Word and may be edited by you to include your company logo, the addition of any missing verbiage, etc.
The information is NOT designed to print on AIA original documents, but is intended as a plain-paper version.

This release covers a progress payment for labor, services, equipment or material furnished to: **Customer Four** through: **01/24/2005** only and does not cover any retention retained before or after the release date or extras furnished before the release date for which payment has not been received or extras or items furnished after the release date. Rights based upon work performed or items furnished under a written change order which has been fully executed by the parties prior to the release date are covered by this release unless specifically reserved by the claimant in this release. This release of any mechanics lien, stop notice, or bond right shall not otherwise affect the contract rights, including rights between parties to the contract based upon a rescission, abandonment, breach of the contract, or the right of the undersigned to recover compensation for furnished labor, services, equipment or material was not compensated by the progress payment. Before any recipient of this document relies on it, said recipient should verify evidence of payment to the undersigned.

Dated: **01/24/2005**

By: _____

Representative

Rep Title

Where the claimant is required to execute a waiver and release in exchange for, or in order to induce the payment of, a progress payment and the claimant is not, in fact, paid in exchange for the waiver and release or a single payee check or joint payee check is given in exchange for the waiver and release, the waiver and release shall follow substantially the form set forth above.