

INTERIM LIEN WAIVER AND RELEASE UPON PAYMENT

STATE OF GEORGIA

COUNTY OF _____

THE UNDERSIGNED MECHANIC AND/OR MATERIALMAN HAS BEEN EMPLOYED BY _____ (CONTRACTOR) TO FURNISH **THE LANDING AT ACWORTH, LLC** (MATERIALS AND/OR LABOR) FOR THE CONSTRUCTION OF IMPROVEMENTS KNOWN AS **THE LANDING AT ACWORTH** APARTMENTS. (PROPERTY), WHICH IS LOCATED IN THE CITY OF **ACWORTH**, COUNTY OF **COBB**, AND IS OWNED BY **THE LANDING AT ACWORTH, LLC** (OWNER) AND LOCATED AT **4710 BAKER ROAD**, ACCORDING TO THE PRESENT NUMBERING AND ADDRESS SYSTEM BEING USED AS OF THE DAY OF THIS RELEASE.

UPON THE RECEIPT OF THE SUM OF \$ _____, THE MECHANIC AND/OR MATERIALMAN WAIVES AND RELEASE 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 _____, 20__ 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.

THIS WAIVER AND RELEASE INCLUDES THE FOLLOWING INVOICES:

GIVEN UNDER HAND AND SEAL THIS ____ DAY OF _____, 20____.

Signature:

Printed Name: _____

Sworn to and subscribed before me
this ____ day of _____, 20____.

For: _____

Notary Public (SEAL)

Title: _____

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 SUCH PAYMENT, 60 DAYS AFTER THE DATE STATED ABOVE UNLESS YOU FILE EITHER AN AFFIDAVIT OF NONPAYMENT OR A CLAIM OF LIEN PRIOR TO THE EXPIRATION OF SUCH 60 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 O.C.G.A. SECTION 44-14-366.