

**CONDITIONAL LIEN WAIVER  
AND RELEASE UPON PROGRESS PAYMENT**

Supplier must complete: The Undersigned has furnished labor and/or materials in the total amount of \$ 37,420.00 thru 7/20/09 and has received payments totaling \$ 37,420.00 thru 7/23/09 leaving a balance owed of \$ 0.00

(date) (date)

UPON RECEIPT BY THE UNDERSIGNED OF A CHECK FROM Total Site, Inc. (Contractor)  
IN THE SUM OF \$ 3,742.00 PAYABLE TO Brazosport Plumbing & Heating  
(Amount of Check) (Payee or Payees of Check)

This release covers a progress payment for labor, services, equipment and/or materials furnished through 7/20/09 and does not cover any retention or items furnished after said date.  
(Date)

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 for as much as may be any mechanic's lien, stop notice, equitable lien or labor or material bond right the undersigned has on the job known as:

Job# 819 Freedom Park  
(Project Name)

LOCATED AT Angleton, Texas to the following extent:  
(STREET ADDRESS) (CITY) (STATE) (ZIP)

The undersigned certifies that current payments have been made to all employees, subcontractors, and suppliers for this project and that all taxes relating to this project, including payroll taxes, have been paid. This release is for the benefit of, and may be relied upon by, the Owner, the Contractor, any lender, any title insurer and the principal and surety on any labor and/or material bond posted for this project.

NOTE: I certify that I have paid or will pay the fringe benefits incurred with labor on this project, and that the fringe benefits paid are equal to or greater than the minimum wage decision.

DATED: 7-23-09

BY: [Signature]  
(Name)

Brazosport Plbg.  
(Subcontractor/Supplier)  
[Signature]  
(Title)

THE STATE OF Texas COUNTY OF Brazoria

Sworn to and subscribed before me on this the 23rd day of July, 2009.

My commission expires:  
4-12-13

(seal)

Geraldine White  
Notary Public's Signature

