

PARTIAL WAIVER AND SUBORDINATION OF LIEN
Mass. G. L. c. 254, Section 32

COMMONWEALTH OF MASSACHUSETTS

Date:

_____ COUNTY

Application for Payment No.: _____

OWNER: _____

CONTRACTOR: _____

LENDER/MORTGAGEE: _____

- | | |
|--|----------|
| 1. Original Contract Amount: | \$ _____ |
| 2. Approved Change Orders: | \$ _____ |
| 3. Adjusted Contract Amount:
(line 1 plus line 2) | \$ _____ |
| 4. Completed to Date: | \$ _____ |
| 5. Less Retainage: | \$ _____ |
| 6. Total Payable to Date:
(line 4 less line 5) | \$ _____ |
| 7. Less Previous Payments: | \$ _____ |
| 8. Current Amount Due:
(line 6 less line 7) | \$ _____ |
| 9. Pending Change Orders : | \$ _____ |
| 10. Disputed Claims: | \$ _____ |

The undersigned who has a contract with _____ for furnishing labor or materials or both labor and materials or rental equipment, appliances or tools for the erection, alteration, repair or removal of a building or structure or other improvement of real property known and identified as _____ located in _____ (city or town), _____ County, Commonwealth of Massachusetts and owned by _____, upon receipt of _____ (\$ _____) in payment of an invoice/requisition/ application for payment dated _____ does hereby:

- (a) waive any and all liens and right of lien on such real property for labor or materials, or both labor and materials, or rental equipment, appliances or tools, performed or furnished through the following date: _____ (payment period), except for retainage, unpaid agreed or pending change orders, and disputed claims as stated above; and

(b) subordinate any and all liens and right of lien to secure payment for such unpaid, agreed or pending change orders and disputed claims, and such further labor or materials, or both labor and materials, or rental equipment, appliances or tools, except for retainage, performed or furnished at any time through the twenty-fifth day after the end of the above payment period, to the extent of the amount actually advanced by the above lender/mortgagee through such twenty- fifth day.

Signed under the penalties of perjury this _____ day of _____, _____.

(Contractor)
By _____
Its _____

COMMONWEALTH OF MASSACHUSETTS

_____, SS

On this ____ day of _____, 20____, before me, the undersigned notary public, personally appeared _____, proved to me through satisfactory evidence of identification, which was _____, to be the person whose name is signed on the foregoing document, and acknowledged to me that _____(he/she) signed it voluntarily for its stated purpose.

Notary Public
My Commission Expires:
Print Name: