EXHIBIT M-4  
  
Unconditional Waiver and Release upon Final Payment

Note:

1. This form is to be completed and submitted to Bank of America by the Contractor and their Subcontractors after receipt of the Final Payment in accordance with your Contract Agreement. This form is a requirement of the Final Closeout Package.

***Unless required by the statutes of any governmental authority or approved by Bank of America in advance, no other form shall be considered in conformance with the provisions of the Contract Agreement.***

|  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- |
| The undersigned is under contract with | | | | **{Insert Contractor’s Legal Entity or BOA}** | | | | |
| for the amount of | | **${Insert Current Total Contract Value}** | | | | and has been paid in full, the sum of | | **${Insert Sum of Payments}** |
| for all labor, services, equipment or material furnished for the following Project Designation, | | | | | | | | |
| **{Insert Work Authorization Number}** | | | ; | | **{Insert Project Name}** | | | |
| on the job of Bank of America located at | | | | | | | **{Insert Address of Project}** | |
| and does hereby waive and release any right to any lien, any state or federal statutory bond right, any private bond right, any claim for payment and any rights under any similar ordinance, rule or statute related to claim or payment rights for persons in the undersigned’s position.  The undersigned warrants that he/she either has already paid or will use the monies he/she receives from this final payment to promptly pay in full all of his laborers, subcontractors, materialmen and suppliers for all work, materials, equipment or services provided for or to the above referenced project. The undersigned will also require a lien waiver/release from all of his laborers, subcontractors, materialmen and suppliers for all work, materials, equipment or services provided for or to the above referenced project up to the date of this waiver. | | | | | | | | |
| On behalf of: | **{Insert Contractor’s Legal Entity} or {Insert Subcontractor's Legal Entiry}** | | | | | | | |

|  |  |  |  |
| --- | --- | --- | --- |
| By: |  | Title: | **{Insert Contractor’s Representative Title}** |
|  | ***(Signature of Contractor’s Representative)*** |  | **{Insert Date}** |

Notary Seal

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| SWORN TO AND SUBSCRIBED by me this | |  | day of |  |
|  | | | | |
|  | | | State of |  |
| ***(Signature of Notary Public)*** | | | | |
| My Commission Expires: |  | | | |