

BILLS PAID AFFIDAVIT

STATE OF TEXAS ()

COUNTY OF TARRANT ()

BEFORE ME, the undersigned authority, on this day personally appeared _____, known to me to be a credible person and officer of _____, a Texas Corporation (hereinafter called "Contractor"), and who, being duly sworn, upon his oath declares and acknowledges as follows:

I am the duly authorized agent for the said Contractor which has authorized me to make this affidavit and all of the recitations herein are true and correct.

Pursuant to an agreement dated _____ between _____ and _____, Contractor has supplied materials and performed labor in connection with the construction of Improvements upon certain real property owned by the Owner in Tarrant County, Texas. Said Improvements are more particularly described as _____ in _____, Texas (the "Improvements").

Contractor has actual knowledge that all bills owed by Contractor to others for materials supplied or labor performed in connection with the Improvements have been fully paid and satisfied except for contractual retainage as set out below. Contractor does further warrant that should any claim or lien be filed for material supplied or labor performed by virtue of Contractor's participation in the construction of said Improvements, Contractor will immediately furnish a bond pursuant to Texas Property Code, Sections 53.236 through 53.238, for release of each such lien, and obtain settlement of any such liens and furnish Owner written full release of such liens. Should Contractor be unable to obtain such release, Contractor agrees to fully indemnify and hold harmless the Owner for any and all costs they may incur by reason of such liens.

EXCEPTIONS. The Contractor specifically excepts from this affidavit its right entitlement to payment of retainage in the amount of \$ _____, said retainage to be due and payable to Contractor upon City's acceptance of the Improvements and retainage to subcontractors to be paid by Contractor upon receipt from Owner.

EXECUTED this _____ day of _____, 2012.

SUBSCRIBED AND SWORN TO BEFORE ME by the said _____ on this the _____ day of _____ 2012, to certify which witness my hand and seal of office.

Notary Public in and for the State of Texas
My Commission Expires: _____