UNCONDITIONAL WAIVER AND RELEASE
UPON PROGRESS PAYMENT
(California Civil Code #3262 (d)(2))

The undersigned has been paid and has received a progress payment in the sum of $25,000.00

for labor, services, equipment or material furnished to Favorite Customer
(Your Customer)

on the job of Owner Jones

located at Smith Residence

222 W. Main Corona, CA
(Job Description)

and does hereby release any mechanic's lien, stop notice or bond right that the undersigned has on the above referenced job to the following extent. This release covers a progress payment for labor, services, equipment or materials furnished to Favorite Customer
(Your Customer)

through March 31, 2007 only and does not cover any retentions before or after the release date; extras furnished before the release date for which payment has not been received; extras or items furnished after the release date. Rights based upon work performed or items furnished under a written change order which has been fully executed by the parties prior to the release date are covered by this release unless specifically reserved by the claimant in this release. This release of any mechanics' lien, stop notice, or bond right shall not otherwise affect the contract rights, including rights between parties to the contract based upon a rescission, abandonment, or breach of the contract, or the right of the undersigned to recover compensation for furnished labor, services, equipment, or material covered by this release if that furnished labor, services, equipment, or material was not compensated by the progress payment.
NOTICE: THIS DOCUMENT WAIVES RIGHTS UNCONDITIONALLY AND STATES THAT YOU HAVE BEEN PAID FOR GIVING UP THOSE RIGHTS. THIS DOCUMENT IS ENFORCEABLE AGAINST YOU IF YOU SIGN IT, EVEN IF YOU HAVE NOT BEEN PAID. IF YOU HAVE NOT BEEN PAID, USE A CONDITIONAL RELEASE FORM.

Dated: 04/17/07 Professional Gates & Automation Inc.

By: _____
office mgr

NOTE: CIVIL CODE 3262 (d)(2) PROVIDES:
Where the claimant is required to execute a waiver and release in exchange for, or in order to induce the payment of, a progress payment and the claimant asserts in the waiver it has, in fact, been paid for the progress payment, the waiver and release shall follow substantially the form set forth above.