

UNCONDITIONAL WAIVER AND RELEASE UPON FINAL PAYMENT
[Civil Code §3262(d)(4)]

The undersigned has been paid in full for all labor, services, equipment or material furnished to _____

John Laing Homes _____, on the job of
(Customer)

WL Covenant 88 Associates, LLC _____, located at
(Owner)

HILLTOP - Tract # 16457, 15940 Phase: Lot(s):
(Job Description)

and does hereby waive and release any right to a mechanic's lien, or any right against a labor and material bond on the job, except for disputed claims for extra work in the amount of \$ 0

Dated: 8/30/05

Zednem Construction
(Company Name)
By: [Signature]
(Signature)

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 CONDITIONAL RELEASE FORM.

NOTE: This form of release complies with the requirements of Civil Code Section 3262(d)(4).

§484(b) OF THE CALIFORNIA PENAL CODE PROVIDES IN PART AS FOLLOWS:

"Any person who receives money for the purpose of obtaining or paying for services, labor, materials or equipment and willfully fails to apply such money for such purpose by either willfully failing to pay for services, labor, materials or equipment provided incident to such construction, and wrongfully diverts the funds to a use other than that for which the funds were received, shall be guilty of a public offense and punishable by a fine not exceeding ten thousand dollars (\$10,000) or by imprisonment in the state prison, or in the county jail not exceeding one year, or by both such fine and such imprisonment, if the amount diverted is in excess of one thousand dollars (\$1,000). If the amount diverted is less than one thousand dollars (\$1,000), the person shall be guilty of a misdemeanor."

§484(c) OF THE CALIFORNIA PENAL CODE PROVIDES AS FOLLOWS:

"Any person who submits a false voucher to obtain construction loan funds and does not use the funds for the purpose for which the claim was submitted is guilty of embezzlement."

§206.5 OF THE CALIFORNIA LABOR CODE PROVIDES:

"No employer shall require the execution of any release of any claim or

right on account of wages to be earned, unless payment of such wages has been made. Any release required or executed in violation of the provisions of this section shall be null and void as between the employer and the employee and the violation of the provisions of this section shall be a misdemeanor."

§532(e) OF THE CALIFORNIA PENAL CODE PROVIDES AS FOLLOWS:

"Any person who receives money for the purpose of obtaining or paying for services, labor, materials or equipment incident to constructing improvements on real property and willfully rebates any part of the money to or in behalf of anyone constructing with such person, for provision of the services, labor, materials or equipment for which the money was given shall be guilty of a misdemeanor, provided, however, that normal trade discount for prompt payment shall not be considered a violation of this section."

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CITY OF SAN BERNARDINO
MUNICIPAL WATER DEPARTMENT