

After Recording Return to:

**AFFIDAVIT OF NONPAYMENT
PURSUANT O.C.G.A. SECTION 44-14-366
[INDIVIDUAL]**

**STATE OF GEORGIA
COUNTY OF _____**

THE UNDERSIGNED MECHANIC AND/OR MATERIALMAN HAS BEEN EMPLOYED BY _____ (NAME OF CONTRACTOR) TO FURNISH _____ (DESCRIBE MATERIALS AND/OR LABOR) FOR THE CONSTRUCTION OF IMPROVEMENTS KNOWN AS _____ (TITLE OF THE PROJECT OR BUILDING) WHICH IS LOCATED IN THE CITY OF _____, COUNTY OF _____, AND IS OWNED BY _____ (NAME OF OWNER) AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

[FULL LEGAL DESCRIPTION- DESCRIBE THE PROPERTY UPON WHICH THE IMPROVEMENTS WERE MADE BY USING EITHER A METES AND BOUNDS DESCRIPTION, THE LAND LOT DISTRICT, BLOCK AND LOT NUMBER, OR STREET ADDRESS OF THE PROJECT.]

PURSUANT TO O.C.G.A. SECTION 44-14-366 THE UNDERSIGNED EXECUTED A LIEN WAIVER AND RELEASE WITH RESPECT TO THIS PROPERTY DATED _____ DAY OF _____, _____. THE AMOUNT SET FORTH IN SAID WAIVER AND RELEASE (\$ _____) HAS NOT BEEN PAID, AND THE UNDERSIGNED HEREBY GIVES NOTICE OF SUCH NONPAYMENT.

**THE ABOVE FACTS ARE SWORN TRUE AND CORRECT BY THE
UNDERSIGNED, THIS _____ DAY OF _____, _____.**

Claimant's Signature (SEAL)

Print or Type Name

**WITHIN SEVEN DAYS OF FILING THIS AFFIDAVIT OF NONPAYMENT,
THE FILING PARTY SHALL SEND A COPY OF THE AFFIDAVIT BY
REGISTERED OR CERTIFIED MAIL OR STATUTORY OVERNIGHT DELIVERY
TO THE OWNER OF THE PROPERTY. IF THE FILING PARTY IS NOT IN
PRIVITY OF CONTRACT WITH THE PROPERTY OWNER AND A NOTICE OF
COMMENCEMENT IS FILED FOR THE IMPROVEMENT ON THE PROPERTY
FOR WHICH THE FILING PARTY'S LABOR, SERVICES, OR MATERIALS
WERE FURNISHED, A COPY OF THE AFFIDAVIT SHALL BE SENT TO THE
CONTRACTOR AT THE ADDRESS SHOWN ON THE NOTICE OF
COMMENCEMENT. WHENEVER THE OWNER OF THE PROPERTY IS AN
ENTITY ON FILE WITH THE SECRETARY OF STATE'S CORPORATIONS
DIVISION, SENDING A COPY OF THE LIEN TO THE COMPANY'S
ADDRESS OR THE REGISTERED AGENT'S ADDRESS ON FILE WITH THE
SECRETARY OF STATE SHALL BE DEEMED SUFFICIENT.**

Affidavit of Service

State of _____

County of _____

I, _____, hereby certify that I have this date sent a true
and correct copy of this _____ by certified
mail, return receipt requested, registered mail, return receipt requested, statutory
overnight delivery, acknowledging delivery signed by addressee or agent of addressee
requested, in accordance with law, to the owner of the property and the contractor, as the
agent of the owner, which the names and addresses are as follows:

DATED this the _____ day of _____, 20_____.

Signature

Type or Print Name

Sworn to and executed in the presence of:

(Witness)

Type or Print Name

Street Address

City, State and Zip

State of Georgia

County of _____

This instrument acknowledged before me this _____ day of _____,
20_____, by _____.

Personally Known

Produced Identification

Type and No. of ID: _____

(SEAL)

Signature of Notary

(Name of Notary Typed, Stamped or
Printed)
Notary Public, State of Georgia