

**EXHIBIT D**

**AFFIDAVIT OF BILLS PAID**

STATE OF TEXAS

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COUNTY OF \_\_\_\_\_ §

BEFORE ME, the undersigned authority, on this day personally appeared \_\_\_\_\_, \_\_\_\_\_ [title] of \_\_\_\_\_ [subcontractor/supplier], and, upon oath, after first being duly sworn, deposed and stated:

"My name is \_\_\_\_\_ and I am the \_\_\_\_\_ [title] of \_\_\_\_\_ [subcontractor/supplier], hereinafter referred to in this affidavit as "Subcontractor". The facts set forth herein are within my personal knowledge and are true and correct, and I am competent and authorized to make this affidavit on behalf of Subcontractor.

Subcontractor has supplied labor, materials, equipment and/or services under a contract with **MLN Company** ("Contractor"), for work to be performed on that certain project known as \_\_\_\_\_ (the "Project"), located at \_\_\_\_\_ (the "Property").

Subcontractor has paid each and all of its subcontractors, laborers, suppliers, vendors and materialmen in full for all labor, materials, equipment and/or services provided to it for incorporation in or use or work on the Project for the period ending \_\_\_\_\_ (the "Pay Period"). Subcontractor acknowledges that Contractor is relying on Subcontractor's statements and representations herein in making payment to Subcontractor.

Subcontractor hereby waives and releases any and all rights, claims and causes of action which Subcontractor may have against Contractor and/or the owner of the Project, including any and all costs, expenses and damages incurred by Subcontractor, arising out of or related to all labor, materials, equipment and/or services furnished for incorporation in or use or work on the Project through the Pay Period.

The undersigned affiant agrees to indemnify Contractor of and from any and all loss, cost or expense resulting from any false or incorrect information contained in this affidavit.

\_\_\_\_\_

By: \_\_\_\_\_

[Signature of Affiant]

Printed Name: \_\_\_\_\_

Title: \_\_\_\_\_

SUBSCRIBED AND SWORN TO before me on this \_\_\_\_ day of \_\_\_\_\_, 201\_, by \_\_\_\_\_ [title] of \_\_\_\_\_ [subcontractor/supplier], known to me or proved through photo identification.

\_\_\_\_\_  
Notary Public in and for the State of Texas

My commission expires: \_\_\_\_\_