

**RESIDENTIAL PROPERTY LIEN AFFIDAVIT FOR HOMESTEAD OR  
NON-HOMESTEAD PROPERTY -  
SUBCONTRACTOR/SUPPLIER**

(reference Texas Property Code § 53.054 and § 53.254)

[This header is for your convenience and may be deleted from the actual notice letter]

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**NOTICE: THIS IS NOT A LIEN. THIS IS ONLY AN  
AFFIDAVIT CLAIMING A LIEN.**

**LIEN AFFIDAVIT AND CLAIM**

THE STATE OF TEXAS     §  
  §  
COUNTY OF \_\_\_\_\_ §

BEFORE ME, the undersigned authority, personally appeared [insert name of person signing notice], who upon his oath, deposed and stated the following:

1. My name is [insert name of person signing notice] and I am a resident of [insert county] County, Texas. I am [insert title] of [insert name of claimant], hereinafter sometimes referred to as "Claimant." I am over 18 years of age, and am competent and authorized to make this affidavit.

2. Claimant's mailing address is [insert mailing address] and [if different] physical address is [insert physical address] [OR] [is the same as claimant's mailing address].

3. Claimant furnished labor and materials for improvements to the real property described herein, consisting generally of [insert a general description of labor and materials] [OR] [a description of the work is set forth in the attached contract or billing statement].

4. The real property sought to be charged with a lien by Claimant is described as follows: [insert the street address and the legal description of the property].

5. The name of the owner or reputed owner of the real estate hereinafter described is [insert name of owner], whose last known address is [insert the address of the owner].

6. Claimant furnished materials and labor pursuant to a contract with [insert name of contracting party]. The original contractor on the project is [insert name of original contractor], whose last known address is [insert the address of the original contractor].

7. The month or months that the work was done and materials were furnished for which payment is requested are [insert month(s) and year(s)].

8. After allowing all just credits, offsets, and payments, the amount of \$[insert dollar amount of claim] remains unpaid and is due and owing to Claimant under its contract with [insert name of owner]. Claimant claims a lien on said property and improvements under the provisions of Texas Property Code § 53.001 et seq. to secure payment of said amount.

9. Notice of the claim was sent to the Owner, on the following dates and by the following method:

<u>Date sent</u>	<u>Method Sent</u>
[date]	Via Certified Mail No. [insert certified mail number] Return Receipt Requested
[date]	Via Certified Mail No. [insert certified mail number] Return Receipt Requested

[OR] [A copy of all notices reflecting the date and method by which they were sent is attached hereto as Exhibit “[insert letter or number, e.g. “A” or “1”]” and incorporated herein by reference.]

10. One (1) copy of this Affidavit is being sent by Certified Mail, Return Receipt Requested to the owner described above, addressed to the owner's last known address as described above and one (1) copy of this Affidavit is being sent by Certified Mail, Return Receipt Requested to the original contractor described above, addressed to the original contractor's last known address as described above.

[name of claimant]

By: \_\_\_\_\_  
[name], [title]

SUBSCRIBED AND SWORN TO AND ACKNOWLEDGED BEFORE ME on this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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