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How to Complete Your Florida Contractor's Final Payment Affidavit

Contractor's Final Payment Affidavit (Section 713.06(3)(d), Florida Statutes)

INSTRUCTIONS — KEEP FOR YOUR RECORDS. DO NOT ATTACH THIS PAGE TO YOUR DOCUMENT.

About this form. When final payment is due on a Florida construction contract, the contractor must give the owner a sworn **final payment affidavit** stating that all lienors under the contract have been paid, or listing who has not. This form follows the statutory form in section 713.06(3)(d).

1. **Identify the contractor and owner**
   Enter the name and title of the person signing for the contractor, the business name, and the owner's name.
2. **Enter the final payment amount**
   Enter the amount of the final payment being requested from the owner.
3. **List any unpaid lienors**
   List each subcontractor or supplier under your contract who has not been paid in full and the amount due. If everyone is paid, write "None."
4. **Sign under oath in front of a notary**
   The notary will place you under oath and complete the jurat. Bring a current, government-issued photo ID.

After It's Signed

- Deliver the signed affidavit to the owner. Florida law lets the owner withhold final payment until this affidavit is furnished.
- Owners often attach this affidavit to a Notice of Termination of the Notice of Commencement. We have a free form for that, too.
- A contractor must deliver this affidavit at least 5 days before filing a lawsuit to enforce a lien.

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Have questions about this document? To consult with an attorney, contact **Gavrilov & Brooks Law Firm** at **(916) 504-0529** or **www.gavrilovlaw.com**. Main headquarters: 2315 Capitol Avenue, Sacramento, CA 95816.

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CONTRACTOR’S FINAL PAYMENT AFFIDAVIT

(Section 713.06(3)(d), Florida Statutes)

State of

County of

Before me, the undersigned authority, personally appeared the affiant named below, who, after being first duly sworn, deposes and says of his or her personal knowledge the following:

Name of affiant

1. He or she is the officer or representative named below, of the contractor’s business named below, which does business in the State of Florida, hereinafter referred to as the “Contractor.”

Title of affiant

Name of contractor’s business

2. Contractor, pursuant to a contract with the owner named below, hereinafter referred to as the “Owner,” has furnished or caused to be furnished labor, materials, and services for the construction of certain improvements to real property as more particularly set forth in said contract.

Name of owner

Property address (optional)

3. This affidavit is executed by the Contractor in accordance with section 713.06 of the Florida Statutes for the purposes of obtaining final payment from the Owner in the amount of:

$ (amount)

4. All work to be performed under the contract has been fully completed, and all lienors under the direct contract have been paid in full, except the following listed lienors:

Name of lienor	Amount due

Affiant's initials: _____

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Signed, sealed, and delivered this day of | month | year

X

By (signature of affiant)

Printed name of affiant

Title of affiant

Name of contractor’s business

JURAT

State of | County of

Sworn to (or affirmed) and subscribed before me by means of

physical presence or

online notarization,

this day of | month | year

by (name of affiant)

Personally Known OR

Produced Identification

Type of identification produced

X

Signature of Notary Public

(Notary seal)

Print, type, or stamp commissioned name of Notary Public

Commission number | Commission expires

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