

DESCON CONSTRUCTION, L.P.

TRANSMITTAL LETTER

PROJECT: Hidalgo County Adult Probation Facility
(name, address) Edinburg, Texas

PROJECT NO.: 2005-286

DATE: September 28, 2006

TO: Rike Ogden Figueroa Dickson Wells
1007 Walnut Avenue
McAllen, Texas 78501

ATTN: Fabian Ochoa

WE TRANSMIT:

- herewith
- under separate cover
- in accordance with your request

FOR YOUR:

- approval
- review & comment
- use
- distribution to parties
- record
- information

THE FOLLOWING:

- Drawings
- Specifications
- Change Order
- Shop Drawing Prints
- Shop Drawing Reproducibles
- Pay Application
- Samples
- Product Literature
- Other

COPIES	DATE	REV. NO.	DESCRIPTION	ACTION CODE
3			Application and Certificate for Payment No. 9	
1			Descon Release of Lien	
1			Surety Release of Lien	
1			Stored Materials Backup Info.	

ACTION CODE

- A. Action indicated on item transmitted
- B. No action required
- C. For signature and return to this office

- D. For signature and forwarding as noted below under REMARKS.
- E. See REMARKS below

REMARKS: Please review and if approved, kindly forward to Owner for payment. Thank you.

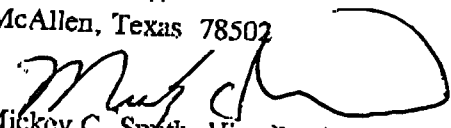
COPIES TO:

(with enclosures)

-
-
-
-
-

Descon Construction, L.P.
P.O. Box 3547
McAllen, Texas 78502

By:


Mickey C. Smith, Vice President
Descon Management, L.L.C., General Partner

October 10, 2006

Mr. Daniel Flores
HIDLAGO COUNTY
Buildings and Grounds
3100 South Bus. 281
Edinburg, Texas 78539

**RE: New Adult Probation Building
County of Hidalgo
Edinburg, Texas**

Dear Mr. Flores;

Attached is Application for Payment No. 9 regarding subject project. We recommend payment of \$212,000.00.

Please pay directly to:

**DESCON CONSTRUCTION, L.P.
P.O. BOX 3547
MCALLEN, TEXAS 78502-3547**

Sincerely,

RIKE-OGDEN-FIGUEROA-ALLEX ARCHITECTS INC.



Luis A. Figueroa, AIA
Principal

LF/dt

Attachment

October 13, 2006

Lupita Garza, Accounting Clerk
Hidalgo County Auditor's Office
100 E. Cano 3rd Floor
Edinburg, Texas 78539

Re: New Adult Probation Facility at Former Site of the Hidalgo Co. Sheriff's Department and Jail on Hwy. 281
#C-05-026-10-26 Purchase Order No. 558845

Dear Ms. Garza:

Acc. 6-1301-423-20-320-017-0-720.

Enclosed please find three sets of the following:

1. AIA Document G702, "Application and Certificate for Payment #9 submitted by Descon Construction, L.P. in the amount of \$212,060.00
2. Statement of Surety Company for Review of Application for Payment #9 dated September 15, 2006.
3. Release of Liens from Descon Construction L.P. dated September 28, 2006.
4. Affidavit and Partial Waiver of Lien #2 from Cruz Drywall & Painting Inc. dated September 26, 2006.
5. Affidavit and Partial Waiver of Lien #4 from Excel Applicators, Inc. dated September 25, 2006.
6. Affidavit and Partial Waiver of Lien #1 from Floor Covering Specialist of South Texas, Ltd. Dated September 28, 2006.
7. Affidavit and Partial Waiver of Lien #5 from Gonzalez Concrete dated September 25, 2006.
8. Affidavit and Partial Waiver of Lien #7 from P.A.C. Electric, L.L.C. dated September 26, 2006.
9. Affidavit and Partial Waiver of Lien from Payless Plumbing dated September 26, 2006.
10. Affidavit and Partial Waiver of Lien #7 from Southern Mechanical dated September 28, 2006.
11. Affidavit and Partial Waiver of Lien #4 from Vera's Construction dated September 25, 2006.
12. Stored Material list from Descon Construction
 - Floor Covering Specialist dated 9/13/06.
 - ABF Freight System, Inc. dated 09-09/06.
 - Crossroads Specialties dated 9/6/06.
 - American Door Product dated 8/21/06.
 - Valmac Electric Supply dated 8/28/06.
 - Cast Stone dated 8/6/06.
13. Architectural Report dated 9/27/06 and 10/6/06.

If you have any questions please do not hesitate to call our office.

Sincerely,

Rick Ogden Figueroa Allex Architects Inc.



Luis A. Figueroa, AIA
Principal

Cc: Martha Salazar, Hidalgo County Purchasing Agent (1 set)
Mr. Daniel Flores, Hidalgo County Building and Grounds (1 set)

Received by: _____

APPLICATION AND CERTIFICATE FOR PAYMENT

TO (OWNER): County of Hidalgo

P. O. Box 1346

Edinburg, Texas 78539

FROM: Dascon Construction, L.P.

P.O. Box 3547

McAllen, TX 78502-3547

PROJECT: #C-05-026-10-26

New Adult Probation Building

Edinburg, Texas

APPLICATION NO. Nine (9)

PERIOD TO:

9/30/2006

Distribution To:

Owner

Architect

Contractor

VIA (ARCH): Rike-Ogden-Figueroa Architects

1007 Walnut Avenue

McAllen, Texas 78501

ARCHITECTS

PROJECT NO.: 24032

PURCHASE ORDER # 558845

CONTRACT DATE: 18-Nov-05

CONTRACTORS APPLICATION FOR PAYMENT

CHANGE ORDER SUMMARY

Change Orders approved in Previous months by Owner	TOTAL	ADDITIONS	DEDUCTIONS
Approved this month			
Number	Date Approved		
TOTALS		\$0	\$0
Net Change by Change Orders		\$0	\$0

The undersigned contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: Dascon Construction, L.P.

By: *[Signature]* Date: 9/28/2006

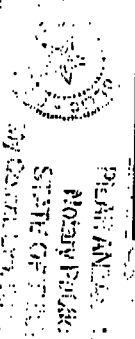
ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

Application is made for Payment, as shown below, in connection with the Contract. Continuation Sheet attached.

- 1. ORIGINAL CONTRACT SUM \$2,996,000
- 2. NET CHANGE BY CHANGE ORDERS \$0
- 3. CONTRACT SUM TO DATE \$2,996,000
- 4. TOTAL COMPLETED AND STORED TO DATE \$2,373,821
(Column G on G703)
- 5. RETAINAGE \$114,158
 - a. 5 % of Completed Work (Column D + E G703)
 - b. 5 % of Stored Material (Column F on G703) \$4,533
- Total Retainage (Line 5a + 5b or Total in Column I G703) \$118,691
- 6. TOTAL EARNED LESS RETAINAGE \$2,255,130
- 7. LESS PREVIOUS CERTIFICATES FOR PAYMENT \$2,043,070
- 8. CURRENT PAYMENT DUE \$212,060
- 9. BALANCE TO FINISH, PLUS RETAINAGE \$740,870
(Line 3 less line 6)

State of: Texas County Of: Hidalgo
Subscribed and sworn to before me this 28th day of September, 2006
Notary Public: *[Signature]*
My Commission Expires: March 16, 2008



AMOUNT CERTIFIED

(Attach explanation if amount certified differs from the amount applied for.)

\$ 212,060.00

ARCHITECT: *[Signature]* Date: 10.13.06
This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

New Probation Building
 County of Hidalgo
 Edinburg, Texas

APPLICATION NUMBER: Nine (9)
 APPLICATION DATE: 9/28/2006
 PERIOD FROM: 9/1/2006
 TO: 9/30/2006

ARCHITECT'S PROJ. NO.: 24032

Item No.	Description of Work	Scheduled Value	Previously	Work Completed		Total Completed and Stored To Date	% Comp.	Balance to Finish	Retainage
				This Application	Stored Materials				
A	B	C	D	E	F	G	H	I	J
1	Job Set Up, Bonds & Insurance	\$104,155	\$104,155	\$0	\$0	\$104,155	100%	\$0	\$5,208
2	Site Work	\$5,813	\$5,813	\$0	\$0	\$5,813	100%	\$0	\$291
3	Building Fill	\$62,477	\$62,477	\$0	\$0	\$62,477	100%	\$0	\$3,124
4	Demolition	\$12,550	\$12,550	\$0	\$0	\$12,550	100%	\$0	\$628
5	Landscape Allowance	\$20,000	\$0	\$0	\$0	\$0	0%	\$20,000	\$0
6	Foundation	\$218,365	\$218,365	\$0	\$0	\$218,365	100%	\$0	\$10,918
7	Rebar	\$55,965	\$55,965	\$0	\$0	\$55,965	100%	\$0	\$2,798
8	Termite Treatment	\$6,986	\$6,986	\$0	\$0	\$6,986	100%	\$0	\$349
9	Sidewalks/Misc. Concrete	\$21,758	\$5,216	\$5,880	\$0	\$11,096	51%	\$10,662	\$555
10	Masonry	\$296,340	\$213,793	\$55,913	\$0	\$269,706	91%	\$26,634	\$13,485
11	Cast Stone	\$18,783	\$0	\$0	\$11,095	\$11,095	59%	\$7,688	\$555
12	Structural & Misc. Steel	\$362,440	\$361,810	\$630	\$0	\$362,440	100%	\$0	\$18,122
13	Carpentry	\$41,120	\$7,998	\$8,281	\$0	\$16,279	40%	\$24,841	\$914
14	Milwork	\$13,588	\$0	\$0	\$0	\$0	0%	\$13,588	\$0
15	Dampproofing	\$35,673	\$35,673	\$0	\$0	\$35,673	100%	\$0	\$1,784
16	Modified Bitumen Roofing	\$15,988	\$11,032	\$0	\$0	\$11,032	69%	\$4,956	\$552
17	Caulking/Sealants	\$4,770	\$780	\$870	\$0	\$1,650	35%	\$3,120	\$83
18	Skylight	\$1,867	\$1,867	\$0	\$0	\$1,867	100%	\$0	\$93
19	Hollow Metal Frames & Doors	\$35,234	\$35,234	\$0	\$0	\$35,234	100%	\$0	\$1,762
20	Wood Doors	\$26,320	\$0	\$0	\$0	\$0	0%	\$26,320	\$0
21	Folding Partition	\$18,615	\$0	\$0	\$0	\$0	0%	\$18,615	\$0
22	Glass & Glazing	\$38,313	\$0	\$0	\$28,735	\$28,735	75%	\$9,578	\$1,437
23	Finish Hardware	\$44,833	\$0	\$0	\$27,977	\$27,977	62%	\$16,856	\$1,399
24	Lath & Plaster	\$9,980	\$0	\$0	\$0	\$0	0%	\$9,980	\$0
25	Drywall	\$132,192	\$89,569	\$36,674	\$0	\$126,243	95%	\$5,949	\$6,312

New Probation Building
 County of Hidalgo
 Edinburg, Texas

APPLICATION NUMBER: Nine (9)
 APPLICATION DATE: 9/28/2006
 PERIOD FROM: 9/1/2006
 TO: 9/30/2006

ARCHITECTS PROJ. NO.: 24032

Item No.	Description of Work	Scheduled Value	Previously	Work Completed			Total Completed and Stored To Date	% Comp.	Balance to Finish	Retainage
				This Application	Work In Place	Stored Materials				
A	B	C	D	E	F	G	H	I	J	
26	Acoustical Ceilings	\$62,208	\$0	\$0	\$0	\$0	0%	\$62,208	\$0	
27	Ceramic Tile	\$26,777	\$0	\$0	\$0	\$0	0%	\$26,777	\$0	
28	Carpet/V.C.T.	\$45,940	\$0	\$0	\$8,690	\$6,690	19%	\$37,250	\$435	
29	Painting	\$78,802	\$5,880	\$23,577	\$0	\$29,457	37%	\$49,345	\$1,473	
30	Fire Extinguishers	\$850	\$0	\$0	\$850	\$850	100%	\$0	\$43	
31	Interior Signage	\$3,629	\$0	\$0	\$0	\$0	0%	\$3,629	\$0	
32	Building Letters	\$1,100	\$0	\$0	\$0	\$0	0%	\$1,100	\$0	
33	Building Plaque	\$466	\$0	\$0	\$0	\$0	0%	\$466	\$0	
34	Flag Pole	\$940	\$0	\$0	\$940	\$940	100%	\$0	\$47	
35	Toilet Accessories	\$4,252	\$0	\$0	\$4,252	\$4,252	100%	\$0	\$213	
36	Toilet Partitions	\$9,630	\$0	\$0	\$0	\$0	0%	\$9,630	\$0	
37	Projection Screen	\$353	\$353	\$0	\$0	\$353	100%	\$0	\$18	
38	Plumbing	\$75,438	\$42,582	\$3,610	\$0	\$46,192	61%	\$29,246	\$2,310	
39	Plumbing Allowance	\$8,000	\$0	\$0	\$0	\$0	0%	\$8,000	\$0	
40	H.V.A.C.	\$524,880	\$461,885	\$24,497	\$0	\$486,382	93%	\$38,488	\$24,320	
	H.V.A.C. Allowance	\$8,000	\$0	\$0	\$0	\$0	0%	\$8,000	\$0	
42	Fire Sprinkler System	\$75,830	\$59,830	\$4,626	\$0	\$64,456	85%	\$11,374	\$3,223	
43	Electrical	\$381,780	\$287,247	\$35,789	\$8,115	\$311,151	82%	\$70,629	\$15,558	
44	Electrical Allowance	\$8,000	\$0	\$0	\$0	\$0	0%	\$8,000	\$0	
45	Retement Allowance	\$75,000	\$15,750	\$0	\$0	\$15,750	21%	\$59,250	\$788	
		\$2,996,000	\$2,082,820	\$200,347	\$90,654	\$2,373,821		\$622,179	\$118,691	

**RELEASE
OF LIENS**

ARTICLE 9 - PAYMENTS AND COMPLETION

- 1. Section 9.3.1 is amended by adding the following: Each application for payment shall also be accompanied by a written notarized statement from the surety confirming that the surety has reviewed the application for payment and approves, without reservation, of its payment by the Owner. The form of the surety's confirmation of review accompanying the Application for Payment shall be substantially in the following form:

"This is to confirm that we have reviewed the application for payment no. 9 submitted by Descon Construction, L.P., the Contractor, for work performed at the Hidalgo County Adult Probation Facility project, and that we approve, without reservation, of the payment of the requested funds to the Contractor by Hidalgo County."

Signature of Surety: Tammy A. Friddle

Tammy A. Friddle, Attorney-in-Fact
Hartford Fire Insurance Company

Acknowledgement

This instrument was acknowledged before me, the undersigned authority, by

Cathy M. Jarred on the 15th day of September,
2006.

Cathy M. Jarred
Notary Public for the State of Texas "




**AFFIDAVIT AND PARTIAL WAIVER OF LIEN #9
C-05-026-10-25
THE STATE OF TEXAS, COUNTY OF HIDALGO**

PROJECT: Hidalgo County New Adult Probation Facility
Edinburg, Texas

BEFORE ME, the undersigned authority, on this day personally appeared, MICKEY C. SMITH who being duly sworn, upon his oath, declares and acknowledges as follows:

1. I am a duly authorized representative of **DESCON CONSTRUCTION, L.P.** (the "General Contractor").
2. There are no known mechanic's, materialman's or laborers' liens or claims, or any other liens or claims, legal or equitable, contractual, statutory, or constitutional, outstanding or known to exist at the date of this Application. All due and payable bills with respect to the WORK have been paid to date or are included in the amount requested in the current Application and there is no known basis for the filing of any mechanic's, materialman's or laborer's lien or claim or any other lien or claim, legal or equitable, contractual, statutory, or constitutional, on the WORK.

EXECUTED this TWENTY-EIGHTH day of SEPTEMBER, 2006.

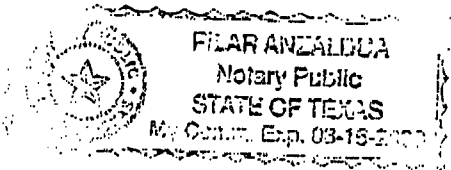
By: 

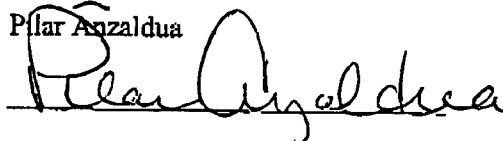
Title: Vice President
Descon Construction, L.P.
Descon Management, L.L.P.
General Partner

SUBSCRIBED AND SWORN TO before me by the said VICE PRESIDENT of DESCON CONSTRUCTION, L.P. this TWENTY-EIGHTH day of SEPTEMBER, 2006, to certify which witness my hand and seal of office.

Seal:

NOTARY PUBLIC in and for
The State of Texas



Pilar Anzaldúa


My Commission Expires on: 03-16-2008

Sep-26-2006 10:32am From-DESCON CONSTRUCTION, L.P.

+9566827369

T-200 P.001/001 F-406

AFFIDAVIT AND PARTIAL WAIVER OF LIEN # 2

C-05-026-10-25

THE STATE OF TEXAS, COUNTY OF HIDALGO:

PROJECT: Hidalgo County New Adult Probation Facility
Edinburg, Texas

BEFORE ME, the undersigned authority, on this day personally appeared, Reyes Cruz, who being duly sworn, upon his oath, declares and acknowledges as follows:

1. I am a duly authorized representative of Cruz Drywall & Painting Inc. (the "Subcontractor/Vendor").
2. Pursuant to an agreement between DESCON CONSTRUCTION, L.P. and the Subcontractor/Materialmen, materials have been supplied and/or labor has been performed in connection the construction of improvements upon certain real property owned by the owner in Hidalgo County, Texas. Said project is more particularly described as the Adult Probation Facility.
3. In consideration of and conditioned upon receipt of payment through September from DESCON CONSTRUCTION, L.P., Subcontractor/Materialmen hereby waives and releases any and all liens, rights, and interests under the constitution and statutes of the State of Texas, for any labor and/or materials supplied to the Project, as of the date stated above.

EXECUTED this 26th day of September, 2006.

By: [Signature]
Title: Chief See

SUBSCRIBED AND SWORN TO before me by the said authorized representative of Cruz Drywall & Painting Inc this 26th day of September, 2006, to certify which witness my hand and seal of office.

Seal:



NOTARY PUBLIC in and for
The State of Texas

Rebecca V. Ragland
Signature

My Commission Expires on: 2-15-09

Sup-25-2006 10:54am From-DESCON CONSTRUCTION, L.P.

+8566827369

T-248 P.001/001 F-344

AFFIDAVIT AND PARTIAL WAIVER OF LIEN #4

C-05-026-10-25

THE STATE OF TEXAS, COUNTY OF HIDALGO:

PROJECT: Hidalgo County New Adult Probation Facility
Edinburg, Texas

BEFORE ME, the undersigned authority, on this day personally appeared, Fernando Millan, who being duly sworn, upon his oath, declares and acknowledges as follows:

1. I am a duly authorized representative of EXCEL APPLICATORS, INC., (the "Subcontractor /Vendor").
2. There are no known mechanic's, materialman's or laborers' liens or claims, or any other liens or claims, legal or equitable, contractual, statutory, or constitutional, outstanding or known to exist at the date of this Application. All due and payable bills with respect to the WORK have been paid to date or are included in the amount requested in the current Application and there is no known basis for the filing of any mechanic's, materialman's or laborer's lien or claim or any other lien or claim, legal or equitable, contractual, statutory, or constitutional, on the WORK.
3. In consideration of and conditioned upon receipt of payment through SEPTEMBER 30, 2006 from DESCON CONSTRUCTION, L.P., Subcontractor/Materialmen hereby waives and releases any and all liens, rights, and interests under the constitution and statutes of the State of Texas, for any labor and/or materials supplied to the Project, as of the date stated above.

EXECUTED this 25 day of September, 2006.

By: [Signature]
Title: PRESIDENT

SUBSCRIBED AND SWORN TO before me by the said authorized representative of EXCEL APPLICATORS, INC. this 25 day of September, 2006, to certify which witness my hand and seal of office.

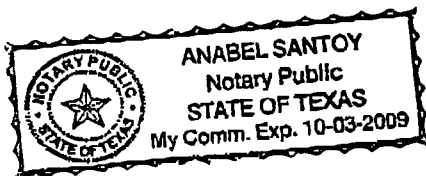
Seal:

NOTARY PUBLIC in and for
The State of Texas

[Signature]

Signature

My Commission Expires on: 10-03-2009



AFFIDAVIT AND PARTIAL WAIVER OF LIEN # 1
C-05-026-10-25
THE STATE OF TEXAS, COUNTY OF HIDALGO

BEFORE ME, the undersigned authority, on this day personally appeared, DAVID GUZMAN who being duly sworn, upon his/her oath, declares and acknowledges as follows:

1. I am a duly authorized representative of Floor Covering Specialist of South Texas, Ltd. (the "Subcontractor/ Materialmen").
2. Pursuant to an agreement between Descon Construction, L.P. and the Subcontractor/Materialmen, materials have been supplied and/or labor has been performed in connection the construction of improvements upon certain real property owned by the Owner in Hidalgo County, Texas. Said project is more particularly described as the Adult Probation Facility.
3. In consideration of and conditioned upon receipt of payment through SEPTEMBER 13, 2006 from Descon Construction, L.P. Subcontractor/Materialmen hereby waives and releases any and all liens, rights, and interests under the constitution and statutes of the State of Texas, for any labor and/or materials supplied to the Project, as of the date stated above.

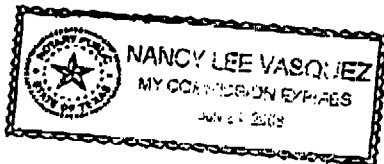
EXECUTED this 28 day of SEPTEMBER, 2006.

By: [Signature]
 Title: VICE-PRESIDENT

SUBSCRIBED AND SWORN TO before me by the said DAVID GUZMAN of Floor Covering Specialist of South Texas, Ltd. this 28 day of SEPTEMBER, 2006, to certify which witness my hand and seal of office.

Seal:

NOTARY PUBLIC in and for
 The State of Texas



[Signature]
 My Commission Expires on 7/28/08

AFFIDAVIT AND PARTIAL WAIVER OF LIEN #5

C-05-026-10-25

THE STATE OF TEXAS, COUNTY OF HIDALGO:

PROJECT: Hidalgo County New Adult Probation Facility
Edinburg, Texas

BEFORE ME, the undersigned authority, on this day personally appeared, Juan Rene Gonzalez who being duly sworn, upon his oath, declares and acknowledges as follows:

1. I am a duly authorized representative of GONZALEZ CONCRETE, (the "Subcontractor /Vendor").
2. There are no known mechanic's, materialman's or laborers' liens or claims, or any other liens or claims, legal or equitable, contractual, statutory, or constitutional, outstanding or known to exist at the date of this Application. All due and payable bills with respect to the WORK have been paid to date or are included in the amount requested in the current Application and there is no known basis for the filing of any mechanic's, materialman's or laborer's lien or claim or any other lien or claim, legal or equitable, contractual, statutory, or constitutional, on the WORK.
3. In consideration of and conditioned upon receipt of payment through SEPTEMBER 25, 2006 from DESCON CONSTRUCTION, L.P., Subcontractor/Materialmen hereby waives and releases any and all liens, rights, and interests under the constitution and statutes of the State of Texas, for any labor and/or materials supplied to the Project, as of the date stated above.

EXECUTED this 25th day of September, 2006.

By: Juan Rene Gonzalez

Title: OWNER

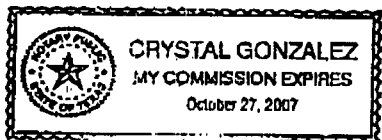
SUBSCRIBED AND SWORN TO before me by the said authorized representative of GONZALEZ CONCRETE this 25th day of September, 2006, to certify which witness my hand and seal of office.

Seal:

NOTARY PUBLIC in and for
The State of Texas

J. Gonzalez
Signature

My Commission Expires on: October 27, 2007

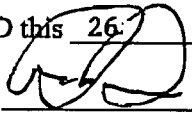


AFFIDAVIT AND PARTIAL WAIVER OF LIEN # 7
C-05-026-10-25
THE STATE OF TEXAS, COUNTY OF HIDALGO

BEFORE ME, the undersigned authority, on this day personally appeared, PATRICK D. PRICER, who being duly sworn, upon his/her oath, declares and acknowledges as follows:

1. I am a duly authorized representative of P.A.C. Electric, L.L.C. (the "Subcontractor/ Materialmen").
2. Pursuant to an agreement between Descon Construction, L.P. and the Subcontractor/Materialmen, materials have been supplied and/or labor has been performed in connection the construction of improvements upon certain real property owned by the Owner in Hidalgo County, Texas. Said project is more particularly described as the Adult Probation Facility.
3. In consideration of and conditioned upon receipt of payment through SEPTEMBER 30, 2006, from Descon Construction, L.P., Subcontractor/Materialmen hereby waives and releases any and all liens, rights, and interests under the constitution and statutes of the State of Texas, for any labor and/or materials supplied to the Project, as of the date stated above.

EXECUTED this 26 day of SEPTEMBER, 2006.

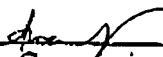
By: 

Title: _____

SUBSCRIBED AND SWORN TO before me by the said PATRICK D. PRICER of P.A.C. Electric, L.L.C. this 26 day of SEPTEMBER, 20 06, to certify which witness my hand and seal of office.

Seal:

NOTARY PUBLIC in and for
The State of Texas


My Commission Expires on 8-25-08

AFFIDAVIT AND PARTIAL WAIVER OF LIEN # _____

C-05-026-10-25

THE STATE OF TEXAS, COUNTY OF HIDALGO:

PROJECT: Hidalgo County New Adult Probation Facility
Edinburg, Texas

BEFORE ME, the undersigned authority, on this day personally appeared, Nancy Madera; who being duly sworn, upon his oath, declares and acknowledges as follows:

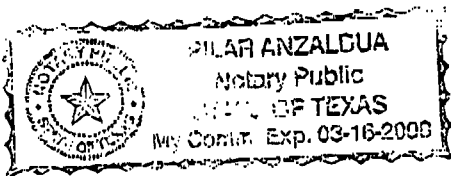
1. I am a duly authorized representative of Payless Plumbing (the "Subcontractor /Vendor").
2. Pursuant to an agreement between **DESCON CONSTRUCTION, L.P.** and the Subcontractor/Materialmen, materials have been supplied and/or labor has been performed in connection the construction of improvements upon certain real property owned by the owner in Hidalgo County, Texas. Said project is more particularly described as the Adult Probation Facility.
3. In consideration of and conditioned upon receipt of payment through Sept 2006, from **DESCON CONSTRUCTION, L.P.**, Subcontractor/Materialmen hereby waives and releases any and all liens, rights, and interests under the constitution and statutes of the State of Texas, for any labor and/or materials supplied to the Project, as of the date stated above.

EXECUTED this 20th day of September, 2006.

By: Nancy Madera
Title: Office Manager

SUBSCRIBED AND SWORN TO before me by the said authorized representative of Payless Plbg. this 20th day of September, 2006, to certify which witness my hand and seal of office.

Seal:



NOTARY PUBLIC in and for
The State of Texas

Pilar Anzalgua
Signature
My Commission Expires on: 3-16-2008

Sep-28-2006 11:08am From-DESCON CONSTRUCTION, L.P.

+9566827368

T-315 P.001/001 F-489

**AFFIDAVIT AND PARTIAL WAIVER OF LIEN # 7
C-05-026-10-25
THE STATE OF TEXAS, COUNTY OF HIDALGO**

BEFORE ME, the undersigned authority, on this day personally appeared, David Alanis, who being duly sworn, upon his/her oath, declares and acknowledges as follows:

1. I am a duly authorized representative of Southern Mechanical A/C (the "Subcontractor/ Materialmen").
2. Pursuant to an agreement between Descon Construction, L.P. and the Subcontractor/Materialmen, materials have been supplied and/or labor has been performed in connection the construction of improvements upon certain real property owned by the Owner in Hidalgo County, Texas. Said project is more particularly described as the Adult Probation Facility.
3. In consideration of and conditioned upon receipt of payment through _____ from Descon Construction, L.P., Subcontractor/Materialmen hereby waives and releases any and all liens, rights, and interests under the constitution and statutes of the State of Texas, for any labor and/or materials supplied to the Project, as of the date stated above.

EXECUTED this 28 day of Sept, 2006

By: David Alanis

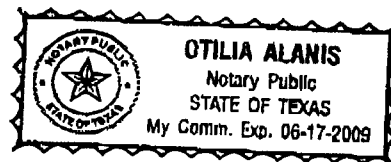
Title: Owner

SUBSCRIBED AND SWORN TO before me by the said owner of Southern Mechanical A/C this 28 day of Sept, 2006, to certify which witness my hand and seal of office.

Seal:

NOTARY PUBLIC in and for
The State of Texas

Otilia Alanis
My Commission Expires on ~~06-17-2009~~ 6-17-2009



AFFIDAVIT AND PARTIAL WAIVER OF LIEN #4

C-05-026-10-25

THE STATE OF TEXAS, COUNTY OF HIDALGO:

PROJECT: Hidalgo County New Adult Probation Facility
Edinburg, Texas

BEFORE ME, the undersigned authority, on this day personally appeared, Jose Felipe Vera, who being duly sworn, upon his oath, declares and acknowledges as follows:

1. I am a duly authorized representative of VERA'S CONSTRUCTION, (the "Subcontractor /Vendor").
2. Pursuant to an agreement between DESCON CONSTRUCTION, L.P. and the Subcontractor/Materialmen, materials have been supplied and/or labor has been performed in connection the construction of improvements upon certain real property owned by the Owner in Hidalgo County, Texas. Said project is more particularly described as the Adult Probation Facility.
3. In consideration of and conditioned upon receipt of payment through SEPTEMBER 25, 2006 from DESCON CONSTRUCTION, L.P., Subcontractor/Materialmen hereby waives and releases any and all liens, rights, and interests under the constitution and statutes of the State of Texas, for any labor and/or materials supplied to the Project, as of the date stated above.

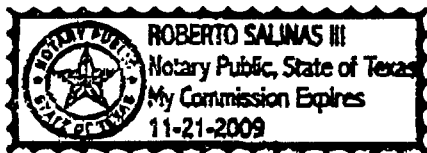
EXECUTED this 25th day of September, 2006.

By: [Signature]

Title: Owner

SUBSCRIBED AND SWORN TO before me by the said authorized representative of VERA'S CONSTRUCTION this 25th day of September, 2006, to certify which witness my hand and seal of office.

Seal:



NOTARY PUBLIC in and for

The State of Texas

[Signature]

Signature

My Commission Expires on: 11/21/2009

STORED MATERIAL

Floor Covering Specialist

Invoice No. **20948**

of South Texas, Ltd.
3522 N. Stewart Rd.
Mission, TX 78572

9/13/2006

Phone: 956/585-7986

Fax: 956/581-8473

Descon Construction LP
P. O. Box 3547
McAllen, TX 78507

Ship To
Edinburg Adult Probation Building
Base Materials

Customer I.D.

Terms

Edng Adult.Prob.Base

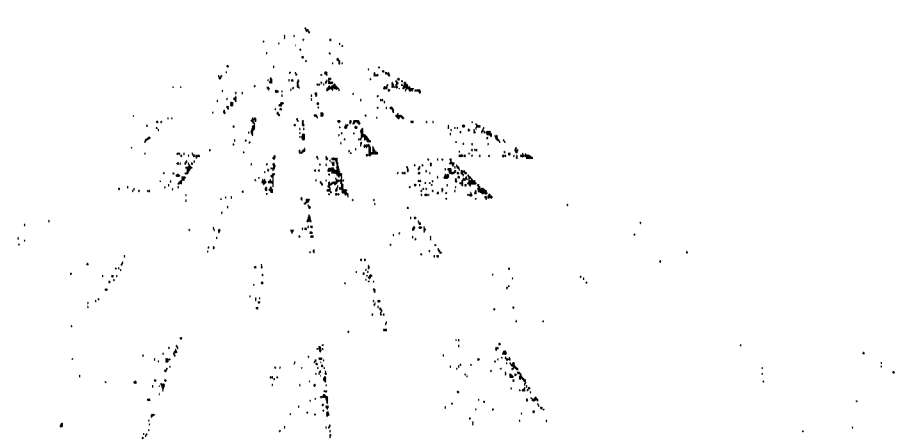
10th of next Month

Ship Via

Due Date

10/10/2006

Description	Qty	Rate	Amount
Johnsonite Base CB-80 Fawn			



Subtotal
Sales Tax (0.0%)
Total
Payments/Credits
Balance Due



ABF FREIGHT SYS. M, INC.
(ABFS) - CONSIGNEE COPY
www.abf.com



SHIPPER'S NO. TERMINAL 956-797-5900

CONS 01-800-2977

09/09/06 08:23

PICK UP DATE: 2/9/06

P.O. NO.

CRN - ADULT PROBATION FACILITY

Freight Bill No.

1290 3732

JTE-RGV

017500109

CROSSROADS SPECIALTIES

CONSIGNEE

000000-0000

DESCON CONSTRUCTION
ADULT PROBATION FACILITY / JOHN
3100 S BUS 281

100 BOBRICK DRIVE

PRECEDENT IN

EDINBURG TX

WEIGHT (LBS)

RATE

CHARGES

** APPT REQUIRED **

TOTAL IND PIECES: 18
OF 18 PC
BATHROOM OR LAVATORY FIXTURES NOT
IN BXS/CRTS HAVING A DENSITY OF
12-15 PCF
ITEM 158830-08P

CONSTRUCTION SITE DELIVERY
FUEL SURCHARGE

ABF MEASURED CUBE: 63.000 CUFT

CONS PHONE: 954-682-1226

399

CSD
FSC

No Body at Job side to Rot

TOTAL FREIGHT BILL NO

AMOUNT

PREPAID PAY THIS AMOUNT

HB 399
TAX 785
OZIP ABF2014
OZIP 38301
SPEC HAND: 39

REMIT TO

H
E
C

PRO
DATE

BE
INVERT DATE

DELIVERY DATE

PL. UNLST

9-120P

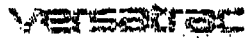
[Handwritten Signature]

CONSIGNEE

BY (CUSTOMER'S SIGNATURE)

[Handwritten Signature]

Handwritten notes:
4350
40709
1/8 EC
1163



DES010

Sold To: DESCON CONSTRUCTION
PO BOX 3547
MCALLEN, TX 78502

Ship To: HIDALGO COUNTY ADULT PROBATION
3100 SOUTH BUSINESS 281
MIKE/(956) 292-0074
EDINBURG TX 78539

Date	Rep ID	Order No.	Ord Date	Ship Via	Terms	Job	Inv No.
08/21/06	002/JT	00006018 05-286-08700	05/18/06	DIRECT/PPD	n/30	5-1229	00018107
Item/Description	Quantities	Units	Price	Amount			
AVA016174	Ordered	9.0000					
ND80PD OME 626 14-042 Everest D 108, 109, 130, 176, 207, 229, 316,	Shipped	9.0000 EA					



Valmac Electric Supply

1000 N. UNIVERSITY
DALLAS, TX 75208
214-792-4500 FAX 214-792-3900

SOLD TO:
FAC ELECTRIC
NEW ADULT PROBATON BLDG
PO BOX 644
MCALLEN, TX 78501

SHIP TO:
NEW ADULT PROBATON BLDG.
670 PAC ELECTRIC
3100 S. WASHINGTON AVE. 2M
EDINBURG, TX 78509

INVOICE NO.	INVOICE DATE
05-2886-01	09/14/06

PLEASE SHOW INVOICE NO. AND PRINT TO:
 TEL: 214-792-4500
 PO BOX 644
 MCALLEN TX 78501

ACCOUNT NO. 27-74024 JOB NAME AND ADDRESS ADULT PROBATON BLDG. CUSTOMER ORDER NO. 05-2886-01

SALESPERSON 1001 LUIS SHIPPING INFORMATION PREPAID SHIP VIA CENTRAL SHIP DATE 09/14/06

QUANTITY ORDERED	PRODUCT CODE	DESCRIPTION	QUANTITY SHIPPED	PRICE	DISC.	EXTENSION
1	ITE	MDP INTERIOR	1			
3	ITE	CONTRACTOR MH, MHE, MHE2, & MHE3	3			
1	LOT	PRICE	1			
		DATE# 412				

TERMS AND CONDITIONS OF SALE ON REVERSE SIDE OF ORIGINAL INVOICE.

NET PAYMENT IS DUE BY THE 15TH OF THE MONTH FOLLOWING PURCHASE.

TITLE TO MERCHANDISE PASSED AT POINT OF SHIPMENT. QUANTITY PER BILL OF LADING OR CHANGED MERCHANDISE SHOULD BE MADE TO CARRIER.

REMARKS: RETURNED WITHOUT OUR CONSENT WILL NOT BE ACCEPTED. A RETURN RECEIPT MUST BE FILED ON RETURNED GOODS UNLESS OTHERWISE NOTIFIED BY US.

A SERVICE CHARGE OF 11% PER MONTH MAY NOT BE EXCEPTED UNLESS AN APPOINTMENT IS MADE BY CONTRACT. IN THE STATE, IT WILL BE MADE ON ALL FIRST CUE ACCOUNTS.

CODE TO ADVISE YOU PROMPTLY CONCERNING YOUR ORDER, THIS CODE IS USED ON OUR INVOICES:
 B - BACK ORDERED, WILL SHIP AS SOON AS RECEIVED UNLESS INSTRUCTED TO CANCEL.
 C - CANCELLED, NOT IN STOCK, UNABLE TO PURCHASE LOCALLY.

RECEIVED SEP 01 2006
 POSTED

FORM NO. 1000X MERCHANTISE SALES TAX SHIPPING CHARGE TOTAL DUE

DUPLICATE INVOICE