

HIDALGO COUNTY PRECINCT NO. 2
HECTOR "TITO" PALACIOS
COUNTY COMMISSIONER

LETTER OF TRANSMITTAL

TO: Purchasing Department
ATTENTION: Letty Saenz-Contracts Manager

DATE: 10/16/2006
FROM: Yoli Cisneros
TITLE: Accounts Payable Clerk

REASON FOR TRANSMITTAL CHECKED BELOW:

- As Requested
- Returned for Corrections
- Agenda Items
- For Approval
- Approved As Noted
- Hand Delivered
- Copy of Letter
- Review and Comment
- Other

REMARKS:

Requesting to place on Commissioners' Court Agenda meeting for Tuesday, 10/31/2006 D. M. Roth Excavating
Application for payment of Retainage of Campo Alto Subdivision and the Certificate of Const Completion

301 E. STATE STREET * PHARR, TX 78577 * PH. (956) 787-1891 * FAX (956) 787-4683
yoli.cisneros@co.hidalgo.tx.us

Detach here

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HIDALGO COUNTY PRECINCT NO. 2
HECTOR "TITO" PALACIOS
COUNTY COMMISSIONER

DATE: 10/25/2006

TO: Yoli Cisneros - Accounts Payable

RE: D.M. Roth Excavation Retainage of Campo Alto Subd. & Certificate of Const Completion

RECEIVED BY: _____

RECEIVED
DATE: OCT 25 2006
PURCHASING DEPT.
Yoli Cisneros

APPLICATION FOR PAYMENT OF RETAINAGE

To: HIDALGO COUNTY PRECINCT NO. 2 (OWNER)
 From: D.M. ROTH EXCAVATING (CONTRACTOR)
 Contract: C-CAP-05-005-06-01
 Project: BORDER COLONIA ACCESS PROJECT - CAMPO ALTO SUBDIVISION
 OWNER's Contract No. _____ ENGINEER's Project No. ENG02.050
 For Work accomplished through the date of: 9/12/2006

1. Original Contract Price:		\$	193,588.35
2. Net change by Change Orders and Written Agreements (+ or -):		\$	13,554.48
3. Current Contract Price (1 plus 2):		\$	207,142.83
4. Total completed and stored to date:		\$	207,142.83
5. Liquidated Damages (per Agreement):			
	Liquidated damages	\$	7,600.00
		\$	-
	Total liquidated damages:		
			6-1310-431-00-122-496-0-731
		\$	7,600.00
6. Total completed and stored to date less liquidated damages:		\$	199,542.83
7. Less previous Application for Payments:		\$	(186,428.55)
8. AMOUNT DUE THIS APPLICATION (6 MINUS 7):		\$	13,114.28

Accompanying Documentation:

[Handwritten signature]

CONTRACTOR'S Certification:

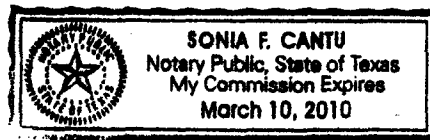
The undersigned CONTRACTOR certifies that (1) all previous progress payments received from OWNER on account of Work done under the Contract referred to above have been applied on account to discharge CONTRACTOR's legitimate obligations incurred in connection with Work covered by prior Applications for Payment numbered 1 through 5 inclusive; (2) title of all Work, materials and equipment incorporated in said Work or otherwise listed in or covered by this Application for Payment will pass to OWNER at time of payment free and clear of all Liens, security interests and encumbrances (except such as are covered by a Bond acceptable to OWNER indemnifying OWNER against any such Lien, security interest or encumbrance); and (3) all Work covered by this Application for Payment is in accordance with the Contract Documents and not defective.

Dated Oct 20, 2006

DM ROTH, INC
CONTRACTOR

State of Texas
 County of Hidalgo
 Subscribed and sworn to before me this 20
 day of October 2006

By: *[Handwritten signature]*



[Handwritten signature: Sonia F. Cantu]
 Notary Public
 My Commission expires: March 10, 2010

Payment of the above AMOUNT DUE THIS APPLICATION is recommended.

Dated 10/23/2006

R. GUTIERREZ ENGINEERING CORPORATION
ENGINEER

By: *[Handwritten signature]*

INVOICE RECEIVED BY: [Handwritten signature] ON 10/25/06
 GOODS SERVICES RECEIVED BY: [Handwritten signature] ON 10/25/06