

APPLICATION AND CERTIFICATE FOR PAYMENT

SUBMITTED TO: Hidalgo County Purchasing
Hidalgo Administration Building
Edinburg, TX 78539

PROJECT: Sally Port & Backup Power

APPLICATION NO: 04
PERIOD TO: 12/31/06

Distribution To:

OWNER

ARCHITECT

CONTRACTOR

SUBMITTED FROM: Spacemaker Construction
7830 East Canton Road
Edinburg, TX 78539

ARCHITECT: Alcocer Garcia Associates Design
1335 East Jasmine Avenue
McAllen, TX 78501

ARCH PROJ NO:
CONTRACT DATE: 6/20/06
APPLICATION DATE: 1/3/07
INVOICE NO: 04

CONTRACT FOR: General Construction

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheets are attached to substantiate this application.

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 payments have been received from Owner, and the current payment shown herein is now due.

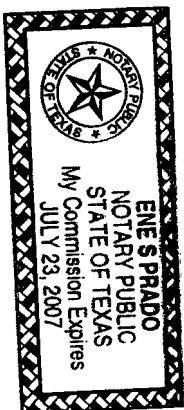
ORIGINAL CONTRACT SUM \$ 575,000.00
NET CHANGE BY CHANGE ORDERS \$

CONTRACTOR: Spacemaker Construction
By: *Ronald D. Peisch*
Ronald D. Peisch

Date: January 3, 2007

CONTRACT SUM TO DATE \$ 575,000.00
TOTAL COMPLETED AND STORED TO DATE \$ 441,750.00
RETAINAGE:

State of: Texas
County of: Hidalgo
Subscribed and sworn to before
me this January 3, 2007



5 % OF COMPLETED WORK \$ 22,088.00
5 % OF STORED MATERIAL \$ 0.00

NOTARY PUBLIC: *Ene S. Prado*
My Commission Expires: 07/23/07

ARCHITECT'S CERTIFICATE FOR PAYMENT

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

AMOUNT CERTIFIED \$ 114,950.00

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this application and on the Continuation Sheets that changed to conform to the amount certified.)

TOTAL RETAINAGE \$ 22,088.00
TOTAL EARNED LESS RETAINAGE \$ 419,662.00
LESS OWNER DIRECT PAYMENT BY PURCHASE ORDER \$ 0.00
LESS PREVIOUS CERTIFICATES FOR PAYMENT \$ 304,712.00
CURRENT PAYMENT DUE \$ 114,950.00
BALANCE TO FINISH INCLUDING RETAINAGE \$ 155,338.00

ARCHITECT: Alcocer Garcia Associates Design Consult.

(See Attached Pages for Original Contract and Change Order Breakdown.)

By: *Scott A. Garcia* Date: 1-3-07

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.

APPLICATION AND CERTIFICATE FOR PAYMENT

SUBMITTED TO: Hidalgo County Purchasing PROJECT: Sally Port & Backup Power APPLICATION NO: 04 DISTRIBUTION TO:
 Hidalgo Administration Building OWNER
 Edinburg, TX. 78539 ARCHITECT: Alcocer Garcia Associates Design PERIOD TO: 12/31/06 X ARCHITECT
 SUBMITTED FROM: Spacemaker Construction 7830 East Canton Road PROJECT NO: 0608 CONTRACTOR
 Edinburg, TX 78539 1335 East Jasmine Avenue CONTRACT DATE: 6/20/06
 CONTRACT FOR: General Construction ARCH PROJ NO: McAllen, TX. 78501 INVOICE NO: 04

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 Owner, and that current payment shown herein is now due.

WAIVER & RELEASE OF LIEN

Whereas the undersigned Contractor has provided labor, services, materials, or equipment for 5 % OF COMPLETED WORK \$ 22,088.00
 the above project, under an agreement with the Owner: 5 % OF STORED MATERIAL \$ 0.00

The Undersigned does hereby waive and release all bond claims, liens, claims, or right of claim, TOTAL RETAINAGE \$ 22,088.00
 or right of lien, statutory or otherwise, against the property, project, Owner, or any TOTAL EARNED LESS RETAINAGE \$ 419,662.00
 other person or entity who is or may be claimed to be liable, or any sureties, for labor, services, LESS OWNER DIRECT PAYMENT BY PURCHASE ORDER \$ 0.00
 materials, or equipment, as provided by the Undersigned, to the extent of payment received, as LESS OWNER DIRECT PAYMENT BY PURCHASE ORDER \$ 0.00
 indicated herein, together with any previous payment(s) already received but excluding any LESS PREVIOUS CERTIFICATES FOR PAYMENT \$ 304,712.00
 retainage or any labor, services, materials, or equipment provided after the application period CURRENT PAYMENT DUE \$ 114,950.00
 date stated above. The undersigned agrees that in exchange for receipt of the above amount BALANCE TO FINISH INCLUDING RETAINAGE \$ 155,338.00
 for labor, services, materials, or equipment as described herein, he does hereby grant this release unconditionally.

The person signing below does hereby certify that he/she is fully authorized and empowered to execute this instrument and to bind the Undersigned hereto, and does in fact so execute this instrument.

Spacemaker Construction

Signed: Ronald D. Petsch

Name, Title: Ronald D. Petsch

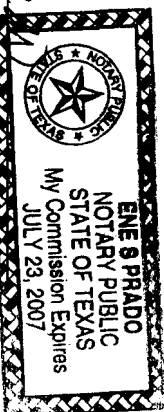
Dated: January 3, 2007

State of: Texas
 County of: Hidalgo
 Subscribed and sworn to before me this: 1/3/2007

NOTARY PUBLIC: Ene S. Prado

Signed: Ene S. Prado

My Commission Expires: 07/23/07



ORIGINAL CONTRACT PAGE 2.1

SUBMITTED FROM: Spacemaker Construction
 7830 East Canton Road
 Edinburg, TX 78539

PROJECT: Sally Port & Backup Power
 CONTRACTOR'S PROJECT NO: 0608
 ARCHITECT'S PROJECT NO:

PAGE NO: 2.1 OF: 2
 APPLICATION NUMBER: 04
 APPLICATION DATE: 1/3/07
 PERIOD FROM: 12/1/06 TO: 12/31/06

A	B	C	D	E	F	G	H	I	
ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	PREVIOUS APPLICATIONS	WORK COMPLETED THIS APPLICATION	STORED MATERIALS	TOTAL COMPLETE AND STORED TO DATE (D+E+F)	% G/C	BALANCE TO FINISH (C-G)	RETAINAGE
01	01.0 - General Conditions	38,500.00	21,600.00	8,000.00	0.00	29,600.00	77%	8,900.00	1,480.00
02	01.1 - Insurance bonds & permit	14,500.00	14,500.00			14,500.00	100%	0.00	725.00
03	01.2 - Mobilization	5,000.00	5,000.00			5,000.00	100%	0.00	250.00
04	02.0 - Earthwork / demo	10,000.00	4,000.00	3,000.00		4,000.00	40%	6,000.00	200.00
05	02.1 - Concrete footings	18,000.00	15,000.00			18,000.00	100%	0.00	900.00
06	03.0 - Concrete flatwork /	20,000.00					0%	20,000.00	0.00
07	04.0 - Masonry	18,000.00		18,000.00		18,000.00	100%	0.00	900.00
08	04.0 - Granite allowance	18,000.00					0%	18,000.00	0.00
09	05.0 - Steel canopy	19,000.00					0%	19,000.00	0.00
10	06.0 - Rough Carpentry	3,000.00	2,000.00	1,000.00		3,000.00	100%	0.00	150.00
11	07.1 - Lath / Plaster	17,000.00	17,000.00			17,000.00	100%	0.00	850.00
12	09.5 - Painting	10,000.00					0%	10,000.00	0.00
13	10.0 - Specialties	3,000.00					0%	3,000.00	0.00
14	11.0 - Security Gate materials	195,000.00	130,650.00	59,000.00		189,650.00	97%	5,350.00	9,483.00
15	11.1 - Security Gate labor	100,000.00	67,000.00	20,000.00		87,000.00	87%	13,000.00	4,350.00
16	16.0 - Electrical	65,000.00	26,000.00	30,000.00		56,000.00	86%	9,000.00	2,800.00
17	Betterment allowance	8,000.00					0%	8,000.00	0.00
18	Electrical allowance	8,000.00					0%	8,000.00	0.00
19	Site utility allowance	5,000.00					0%	5,000.00	0.00
Contract Page 2.1 Totals		\$575,000.00	\$320,750.00	\$121,000.00	\$0.00	\$441,750.00	77%	\$133,250.00	\$22,088.00