

APPLICATION AND CERTIFICATE FOR PAYMENT

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

PROJECT: Sally Port & Backup Power
 PO# 571345 contract#060890725
 06-089

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

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

CONTRACT FOR: General Construction

APPLICATION NO: 05
 PERIOD TO: 1/31/07
 PROJECT NO: 0608
 ARCH PROJ NO: 6/20/06
 CONTRACT DATE: 1/31/07
 APPLICATION DATE: 1/31/07
 INVOICE NO: 05

Distribution To:

OWNER	
ARCHITECT	X
CONTRACTOR	

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.

ORIGINAL CONTRACT SUM.....	\$	575,000.00
NET CHANGE BY CHANGE ORDERS	\$	
CONTRACT SUM TO DATE	\$	575,000.00
TOTAL COMPLETED AND STORED TO DATE	\$	488,100.00
RETAINAGE:		
5 % OF COMPLETED WORK \$	24,405.00	
5 % OF STORED MATERIAL \$	0.00	
TOTAL RETAINAGE	\$	24,405.00
TOTAL EARNED LESS RETAINAGE	\$	463,695.00
LESS OWNER DIRECT PAYMENT BY PURCHASE ORDER	\$	0.00
LESS PREVIOUS CERTIFICATES FOR PAYMENT	\$	419,662.00
CURRENT PAYMENT DUE	\$	44,033.00
BALANCE TO FINISH INCLUDING RETAINAGE	\$	111,305.00

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

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.

CONTRACTOR: Spacemaker Construction

By: *Ronald D. Petsch*
 Ronald D. Petsch

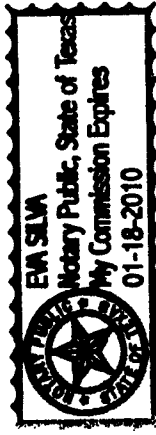
State of: Texas

County of: Hidalgo

Subscribed and sworn to before

me this January 31, 2007

Date: January 31, 2007



NOTARY PUBLIC: *Eva Silva*

My Commission Expires: 1-18-2010

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents based on the 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 eligible for payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 44,033.00

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

ARCHITECT: Alcocer Garcia Associates Design Consult.

By: *George Adairia*

Date: 2-2-07

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
Hidalgo Administration Building
Edinburg, TX. 78539

PROJECT: Sally Port & Backup Power
PO# 571345 contract#060890725

APPLICATION NO: 05
APPLICATION DATE: 1/31/07

DISTRIBUTION TO:
OWNER
X 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

PERIOD TO: 1/31/07
PROJECT NO: 0608
CONTRACT DATE: 6/20/06
INVOICE NO: 05

CONTRACT FOR: General Construction ARCH PROJ NO:

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.

ORIGINAL CONTRACT SUM \$ 575,000.00
NET CHANGE BY CHANGE ORDERS (See Attached CO List) \$
CONTRACT SUM TO DATE \$ 575,000.00
TOTAL COMPLETED AND STORED TO DATE \$ 488,100.00

WAIVER & RELEASE OF LIEN

Whereas the undersigned Contractor has provided labor, services, materials, or equipment for 5 % OF COMPLETED WORK \$ 24,405.00 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 \$ 24,405.00 or right of lien, statutory or otherwise, against the property, project, Owner, or any other person or entity who is or may be claimed to be liable, or any sureties, for labor, services, materials, or equipment, together with any previous payment(s) already received but excluding any indicated herein, to the extent of payment received, as LESS OWNER DIRECT PAYMENT BY PURCHASE ORDER \$ 0.00 retainage or any labor, services, materials, or equipment provided after the application period date stated above. The undersigned agrees that in exchange for receipt of the above amount LESS PREVIOUS CERTIFICATES FOR PAYMENT \$ 419,662.00 for labor, services, materials, or equipment as described herein, he does hereby grant this CURRENT PAYMENT DUE \$ 44,033.00 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: 

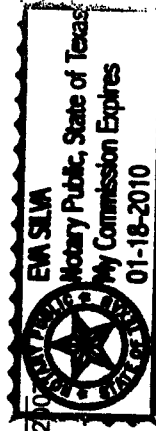
Name, Title: Ronald D. Petsch

Dated: January 31, 2007

State of: Texas

County of: Hidalgo

Subscribed and sworn to before me this: 1/31/2007



NOTARY PUBLIC:

Signed: 

My Commission Expires: 1-18-2010

ORIGINAL CONTRACT PAGE 2.1

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

PROJECT: Sally Port & Backup Power

PAGE NO: 2.1 OF: 2

APPLICATION NUMBER: 05

CONTRACTOR'S PROJECT NO: 0608

APPLICATION DATE: 1/31/07

CONTRACT FOR: General Construction

ARCHITECT'S PROJECT NO:

PERIOD FROM: 1/1/07 TO: 1/31/07

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D		E		F		G TOTAL COMPLETE AND STORED TO DATE (D+E+F)	% G/C	H BALANCE TO FINISH (C-G)	I RETAINAGE
			PREVIOUS APPLICATIONS	WORK COMPLETED THIS APPLICATION	WORK COMPLETED WORK IN PLACE	STORED MATERIALS						
01	01.0 - General Conditions	38,500.00	29,600.00	3,000.00	0.00	32,600.00	85%	5,900.00	1,630.00			
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	5,000.00		9,000.00	90%	1,000.00	450.00			
05	02.1 - Concrete footings	18,000.00	18,000.00			18,000.00	100%	0.00	900.00			
06	03.0 - Concrete flatwork /	20,000.00	20,000.00			20,000.00	100%	0.00	900.00			
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	18,000.00			18,000.00	100%	0.00	900.00			
09	05.0 - Steel canopy	19,000.00	19,000.00			19,000.00	100%	0.00	500.00			
10	06.0 - Rough Carpentry	3,000.00	3,000.00			3,000.00	100%	0.00	0.00			
11	07.1 - Lath / Plaster	17,000.00	17,000.00			17,000.00	100%	0.00	150.00			
12	09.5 - Painting	10,000.00	10,000.00			10,000.00	100%	0.00	850.00			
13	10.0 - Specialties	3,000.00	3,000.00			3,000.00	100%	0.00	0.00			
14	11.0 - Security Gate materials	195,000.00	189,650.00	5,350.00		195,000.00	100%	0.00	9,750.00			
15	11.1 - Security Gate labor	100,000.00	87,000.00			87,000.00	87%	13,000.00	4,350.00			
16	16.0 - Electrical	65,000.00	56,000.00	5,000.00		61,000.00	94%	4,000.00	3,050.00			
17	Betterment allowance	8,000.00	8,000.00			8,000.00	100%	0.00	0.00			
18	Electrical allowance	8,000.00	8,000.00			8,000.00	100%	0.00	0.00			
19	Site utility allowance	5,000.00	5,000.00			5,000.00	100%	0.00	0.00			
Contract Page 2.1 Totals		\$575,000.00	\$441,750.00	\$46,350.00	\$0.00	\$488,100.00	85%	\$86,900.00	\$24,405.00			