

APPLICATION FOR PMT #1

To: HIDALGO COUNTY PRECINCT NO. 2 (OWNER)
 From: McAllen Construction (CONTRACTOR)
 Contract: C-08-334-11-12
 Project: McColl Road Irrigation Siphon
 OWNER's Contract No. C-08-334-11-12 ENGINEER's Project No. ENG03.024b
 For Work accomplished through the date of: 31-Jan-2009

1. Original Contract Price:		\$ 511,466.00
2. Net change by Change Orders and Written Agreements (+ or -):		\$ -
3. Current Contract Price (1 plus 2):		\$ 511,466.00
4. Total completed and stored to date:		\$ 46,406.40
5. Retainage (per Agreement):		
5% of completed Work:	\$ 2,320.32	
10% of stored material:	\$ -	
Total Retainage:		\$ 2,320.32
6. Total completed and stored to date less retainage (4 minus 5):	615845	\$ 44,086.08
7. Less previous Application for Payments:	9-1202-431-00-122-028-0-733	\$ -
8. Balance to Finish:	Req. #146088	\$ 465,059.60
9. AMOUNT DUE THIS APPLICATION (6 MINUS 7):		\$ 44,086.08

Accompanying Documentation:

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 PMT #1 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 2-Feb-09

McAllen Construction

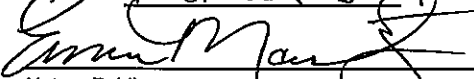
CONTRACTOR

By: 

State of Texas

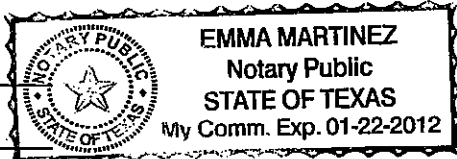
County of Hidalgo

Subscribed and sworn to before me this 5th day of February 2009



Notary Public

My Commission expires: 01-22-2012



Payment of the above AMOUNT DUE THIS APPLICATION is recommended.

Dated 2-Feb-09

R. GUTIERREZ ENGINEERING CORPORATION

ENGINEER

By: 

INVOICE RECEIVED BY:

Quana ON 2/6/09

GOODS/SERVICES RECEIVED BY:

Hector Palacios ON 1/31/09

Schedule of Values

Contractor Name: McAllen Construction
 Starting Date: 26-Jan-2009
 Project Ending Date: 12-Mar-2009
 Retainage Percent: 5%

Application: PMT #1
 Application Date: 2-Feb-2009
 Period To: 31-Jan-2009
 Engineer Firm: R. Gutierrez Eng. Corp.

Summary										
Contract Number	Description	Original Schedule Value	Application #1	Retainage for App #1	Payment for Application #1	Total Completed to Date	Retainage to Date	Total Completed Less Retainage	Previous Payments	Balance To Finish
C-08-334-11-12	McColl Road Irrigation Siphon	\$ 511,466.00	\$ 46,406.40	\$ 2,320.32	\$ 44,086.08	\$ 46,406.40	\$ 2,320.32	\$ 44,086.08	\$ -	\$ 465,059.60
TOTALS:		\$ 511,466.00	\$ 46,406.40	\$ 2,320.32	\$ 44,086.08	\$ 46,406.40	\$ 2,320.32	\$ 44,086.08	\$ -	\$ 465,059.60

R. GUTIERREZ ENGINEERING CORPORATION

PAYMENT REQUEST CHECKLIST

Project # ENG06.019i
 Project Name: McColl Road Siphon
 Payment # 1
 Contractor McAllen Construction

INFORMATION REQUIRED FOR PROCESSING

	MONTHLY	DOCUMENT SOURCE	ATTACHED
1	Application for Payment	Contractor	x
2	Schedule of Values	Engineer	x
3	Quantity Worksheet	Engineer	x
4	List of Supplier & Sub-Contractors (If any)	Contractor	x
5	Partial Waiver of Liens for Suppliers/Sub-Contractors (If any)	Engineer	**
6	Contract Time Statement	Engineer	x
7	Testing Table Report & Letter	Engineer	N/A
8	Employee Payroll	Contractor	x

**Per contractor - He spoke with Yoli & Lupita - OK to submit w/o waiver of lien - Looking into requirements for material used.

	FINAL	DOCUMENT SOURCE	ATTACHED
1	Application for Payment (Final)	Contractor	
2	Schedule of Values	Engineer	
3	Quantity Worksheet	Engineer	
4	Contract Time Statement	Engineer	
5	Certificate of Construction Completion	Engineer	
6	Sub-Contractor's Affidavit of Release of Liens	Contractor	
7	Contractor's Affidavit of Payments of Debts & Claims	Contractor	
8	Statement of Compliance	Contractor	
9	Testing Requirements (Letter from Engineer)	Engineer	
10	Employee Payroll	Contractor	

	RETAINAGE RELEASE	DOCUMENT SOURCE	ATTACHED
1	Application for Payment (Retainage Release)	Contractor	
2	Schedule of Values	Engineer	
3	Quantity Worksheet*	Engineer	
4	Contract Time Statement *	Engineer	
5	Certificate of Construction Completion *	Engineer	
6	Sub-Contractor's Affidavit of Release of Liens *	Contractor	
7	Contractor's Affidavit of Payments of Debts & Claims *	Contractor	
8	Statement of Compliance *	Contractor	
9	Testing Requirements (Letter from Engineer) *	Engineer	
10	Employee Payroll	Contractor	

* Note: Item not needed if submitted together with Application for Final Payment.

DOCUMENTS REQUIRING SIGNATURE MUST BE ORIGINALS

Contractor Name: McAllen Construction
 Starting Date: 28-Jan-2009
 Project Ending Date: 12-Mar-2009
 Engineers / County Project Desc: McColl Road Irrigation Siphon

Application: PMT #1
 Application Date: 2-Feb-2009
 Period To: 31-Jan-2009
 Engineer's / County Project No.: ENG03.024b

Item No.	Description	Unit	Original Schedule Value		Application #1		Balance To Finish		
			Original Rates	Quan	Dollars	Monthly Qty to Date	Item Cost (Monthly)	Total to Date	Quan
BASE BID ITEMS									
132	Embankment (Dens. Cont.)(TY C)	CY	12.00	4,038.00	\$ 48,456.00	-	\$ -	4,038.00	\$ 48,456.00
400	Cement Stabilized Backfill	CY	60.00	571.00	\$ 34,260.00	89.44	\$ 5,366.40	481.560	\$ 28,893.60
400	Cement-Gravel-Sand Bedding	CY	45.00	357.00	\$ 16,065.00	-	\$ -	357.000	\$ 16,065.00
402	Trench Excavation Protection	LF	105.00	506.00	\$ 53,130.00	144.00	\$ 15,120.00	362.000	\$ 38,010.00
420	Concrete (CL C)(Concrete Collar)	CY	500.00	22.00	\$ 11,000.00	-	\$ -	22.000	\$ 11,000.00
432	Concrete Riprap (CL B)(5")	CY	475.00	273.00	\$ 129,675.00	-	\$ -	273.000	\$ 129,675.00
466	Concrete Headwall (Cast-in-Place)	EA	40,000.00	2.00	\$ 80,000.00	-	\$ -	2.000	\$ 80,000.00
496	Remove Structure (Conc Box Culvert)	LF	50.00	80.00	\$ 4,000.00	-	\$ -	80.000	\$ 4,000.00
*4035	RCLHPP (72")(ASTM C-361)(CL D-25) (USBR TY R-4 Joints)	LF	180.00	848.00	\$ 116,640.00	144.00	\$ 25,920.00	504.000	\$ 90,720.00
4035	RCLHPP (72")(ASTM C-361)(CL D-25) (USBR TY R-4 Joints) (Install Only)	LF	60.00	304.00	\$ 18,240.00	-	\$ -	304.000	\$ 18,240.00
TOTAL BASE BID ITEMS									
					\$ 511,466.00		\$ 46,406.40		\$ 465,059.60
					\$ 511,466.00		\$ 46,406.40		\$ 465,059.60

Printed Name: Javier Gutierrez

Signature: 

Date: 2-Feb-2009



Contract Time Statement

ESTIMATE NO. 1 CONTRACTOR McAllen Construction

PROJECT NO. C-08-334-11-12 COUNTY HIDALGO DATE WORK BEGAN 01/26/2009

TIME COMPUTED FROM Daily log DATE WORK COMPLETED 03/11/2009

MONTH	DATE OR DAYS	WORKING DAYS CHARGED	DAYS CREDITED AND REASONS THEREFORE
JANUARY	26	1	Moving Sand
	27	1	Moving Sand
	28	1	Moving Equipment
	29	1	Installing Pipe
	30	1	Installing Pipe
	31	1	Installing Pipe
February	1	1	No Working
	2	1	Installing Pipe
	3	1	Installing Pipe
TOTALS	0	9	0

NO. OF CONTRACT WORKING DAYS 45 NO. WORKING DAYS CHARGED TO DATE 9

ASSESSED LIQUIDATED DAMAGES: NO. DAYS 0 PER DAY \$ 200.00 TOTAL 0.00

CERTIFIED AS CORRECT (ONE COPY HAS BEEN GIVEN TO THE CONTRACTOR) MR. GALVAN

RESIDENT ENGINEER

INSTRUCTIONS: PROJECT IDENTIFICATION SHOULD COVER CONTRACT. TIME CREDITED AND REASONS THEREFORE MUST CONFORM TO PROVISIONS OF CONTRACT. NO HOLIDAY CREDIT ALLOWED FOR DAYS PRECEDING OR FOLLOWING LEGAL HOLIDAYS. TIME SUSPENDED AND RESUMED MUST BE SUPPORTED BY COPY EACH OF LETTERS TO CONTRACTOR DATED ON OR BEFORE EFFECTIVE DATES. TIME EXTENSION MUST BE INDICATED AND REFERENCED TO RELATED PROVISION OF CONTRACT. SEE BOOKLET OF INSTRUCTIONS, CONSTRUCTION ESTIMATES DATED SEPTEMBER 1, 1956

McALLEN CONSTRUCTION, INC.

P.O. Box 3244 • McAllen, Texas 78502 • Phone: (956) 686-7819 • Fax: (956) 686-7824

February 2, 2009

Mr. Ramiro Gutierrez, P.E.
R. Gutierrez Engineering
130 E. Park Ave.
Pharr, Texas 78577

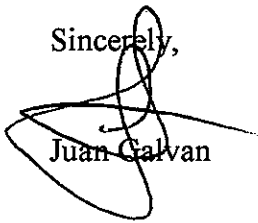
Re: McColl Road Irrigation Siphon

Dear Mr. Gutierrez,

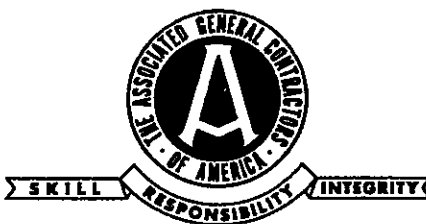
No subcontractors were used in the month of January 2009 on the above-mentioned project.

If I can be of additional service, please feel free to contact me.

Sincerely,



Juan Galvan



Raising Quality Through Continuous Improvement

McALLEN CONSTRUCTION, INC.

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McCOLL ROAD IRRIGATION CANAL SIPHON

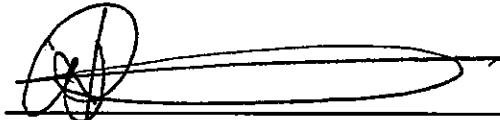
MCALLEN CONSTRUCTION, INC.

SUPPLIER INFORMATION

The following is a list of all Vendors associated with the above referenced Project, there are no Subcontractors.

Company	Address	City, State	ZIP	Phone
Rio Grande Steel CSA, LTD	P.O. Box 5178	McAllen, Texas	78502	956.702.4434
Spence Concrete Company	P.O. Box 2767,	McAllen, Texas	78502	956.682.5551
Terra Firma Materials	P.O. Box 4737,	Edinburg, Texas	78540	956.380.4085
Varmicon	P.O. Box 531808	Harlingen, Texas	78553	956.423.6380
OTJ Concrete	P.O. Box 3244,	McAllen, Texas	78572	956.686.7159

The above information is true and correct, to the best of my knowledge.


Signature

2/4/09
Date

William R. Callahan
Print Name



Raising Quality Through Continuous Improvement

Date 2/3/09

I, Maria Diaz Payroll Clerk
(Name of Signatory Party) (Title)

do hereby state:

(1) That I pay or supervise the payment of the persons employed by

McAllen Construction, Inc. on the
(Contractor or Subcontractor)

McCall Rd. Driggation; that during the payroll period commencing on the
(Building or Work)

19 day of Jan., 2009, and ending the 25 day of Jan., 2009,
all persons employed on said project have been paid the full weekly wages earned, that no rebates have
been or will be made either directly or indirectly to or on behalf of said

McAllen Construction, Inc. from the full
(Contractor or Subcontractor)

weekly wages earned by any person and that no deductions have been made either directly or indirectly
from the full wages earned by any person, other than permissible deductions as defined in Regulations, Part
3 (29 C.F.R. Subtitle A), issued by the Secretary of Labor under the Copeland Act, as amended (48 Stat. 948,
63 Stat. 108, 72 Stat. 967; 76 Stat. 357; 40 U.S.C. § 3145), and described below:

(2) That any payrolls otherwise under this contract required to be submitted for the above period are
correct and complete; that the wage rates for laborers or mechanics contained therein are not less than the
applicable wage rates contained in any wage determination incorporated into the contract; that the
classifications set forth therein for each laborer or mechanic conform with the work he performed.

(3) That any apprentices employed in the above period are duly registered in a bona fide
apprenticeship program registered with a State apprenticeship agency recognized by the Bureau of
Apprenticeship and Training, United States Department of Labor, or if no such recognized agency exists in a
State, are registered with the Bureau of Apprenticeship and Training, United States Department of Labor.

(4) That:

(a) WHERE FRINGE BENEFITS ARE PAID TO APPROVED PLANS, FUNDS, OR PROGRAMS

- in addition to the basic hourly wage rates paid to each laborer or mechanic listed in
the above referenced payroll, payments of fringe benefits as listed in the contract
have been or will be made to appropriate programs for the benefit of such
employees, except as noted in section 4(c) below.

(b) WHERE FRINGE BENEFITS ARE PAID IN CASH

- Each laborer or mechanic listed in the above referenced payroll has been paid,
as indicated on the payroll, an amount not less than the sum of the applicable
basic hourly wage rate plus the amount of the required fringe benefits as listed
in the contract, except as noted in section 4(c) below.

(c) EXCEPTIONS

EXCEPTION (CRAFT) EXPLANATION

REMARKS:

NAME AND TITLE

Maria Diaz, Payroll Clerk

SIGNATURE

THE WILLFUL FALSIFICATION OF ANY OF THE ABOVE STATEMENTS MAY SUBJECT THE CONTRACTOR OR
SUBCONTRACTOR TO CIVIL OR CRIMINAL PROSECUTION. SEE SECTION 1001 OF TITLE 18 AND SECTION 231 OF TITLE
31 OF THE UNITED STATES CODE.

Job: 208-440 McColl Road Irrigation Siphon

FAUSTINO CANTU
Employee ID 1705

	01-26	01-27	01-28	01-29	01-30	01-31	02-01	Total	Cash	Hrly	Gross	Total	FWH	SWH	Other	Net	
	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Hours	Rate	Fringe	Fringe	This Job	Gross	FICA	SUI/SDI	Deducts	
M - 0			5.00	10.00				15.00	12.34			185.10	845.29	86.27		94.86	599.50
					10.00	9.00		19.00	18.51			351.69					
												536.79		64.66			

MARIO CARREON
Employee ID 1739

	01-26	01-27	01-28	01-29	01-30	01-31	02-01	Total	Cash	Hrly	Gross	Total	FWH	SWH	Other	Net	
	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Hours	Rate	Fringe	Fringe	This Job	Gross	FICA	SUI/SDI	Deducts	
M - 0				3.50				3.50	23.25			81.38	1,131.51	131.31			913.64
												81.38		86.56			

MARTIN CASTILLO
Employee ID 1770

	01-26	01-27	01-28	01-29	01-30	01-31	02-01	Total	Cash	Hrly	Gross	Total	FWH	SWH	Other	Net	
	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Hours	Rate	Fringe	Fringe	This Job	Gross	FICA	SUI/SDI	Deducts	
S - 2			5.00	4.00				9.00	12.08			108.72	1,044.92	139.44		71.90	753.65
					8.00	12.00	11.00	31.00	18.12			561.72					
												670.44		79.93			

ISAAC COMPIAN
Employee ID 1872

	01-26	01-27	01-28	01-29	01-30	01-31	02-01	Total	Cash	Hrly	Gross	Total	FWH	SWH	Other	Net	
	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Hours	Rate	Fringe	Fringe	This Job	Gross	FICA	SUI/SDI	Deducts	
M - 0			5.00	9.00				14.00	10.76			150.64	833.90	80.81		67.70	621.59
					3.00	11.00	11.00	25.00	16.14			403.50					
												554.14		63.80			

FRANCISCO GONZALEZ
Employee ID 2640

	01-26	01-27	01-28	01-29	01-30	01-31	02-01	Total	Cash	Hrly	Gross	Total	FWH	SWH	Other	Net	
	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Hours	Rate	Fringe	Fringe	This Job	Gross	FICA	SUI/SDI	Deducts	
M - 0			5.00	10.00				15.00	12.86			192.90	880.91	93.72		3.50	716.30
					10.00	9.00		19.00	19.29			366.51					
												559.41		67.39			

FRANCISCO E GONZALEZ
Employee ID 2642

	01-26	01-27	01-28	01-29	01-30	01-31	02-01	Total	Cash	Hrly	Gross	Total	FWH	SWH	Other	Net	
	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Hours	Rate	Fringe	Fringe	This Job	Gross	FICA	SUI/SDI	Deducts	
S - 0								9.00	10.25			138.38	717.52	96.21			566.42
								9.00	15.38			138.38					
												138.38		54.89			

MENTOR JR GONZALEZ
Employee ID 2701

	01-26	01-27	01-28	01-29	01-30	01-31	02-01	Total	Cash	Hrly	Gross	Total	FWH	SWH	Other	Net	
	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Hours	Rate	Fringe	Fringe	This Job	Gross	FICA	SUI/SDI	Deducts	
M - 2			5.00	10.00	10.00			25.00	20.24			506.00	1,012.00	83.03		65.05	786.50
												506.00		77.42			

RAMON R GUAJARDO
Employee ID 2925

	01-26	01-27	01-28	01-29	01-30	01-31	02-01	Total	Cash	Hrly	Gross	Total	FWH	SWH	Other	Net	
	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Hours	Rate	Fringe	Fringe	This Job	Gross	FICA	SUI/SDI	Deducts	
M - 0			5.00	10.00				15.00	10.76			161.40	737.06	65.53		94.63	520.52
					10.00	9.00		19.00	16.14			306.66					
												468.06		56.38			

FRAY M LOPEZ
Employee ID 3432

	01-26	01-27	01-28	01-29	01-30	01-31	02-01	Total	Cash	Hrly	Gross	Total	FWH	SWH	Other	Net	
	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Hours	Rate	Fringe	Fringe	This Job	Gross	FICA	SUI/SDI	Deducts	
M - 3				4.00				4.00	11.55			46.20	756.53	30.15		204.40	464.11
					8.00	6.00		14.00	17.33			242.55					
												288.75		57.87			

ADAN M PEREZ
Employee ID 4375

	01-26	01-27	01-28	01-29	01-30	01-31	02-01	Total	Cash	Hrly	Gross	Total	FWH	SWH	Other	Net	
	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Hours	Rate	Fringe	Fringe	This Job	Gross	FICA	SUI/SDI	Deducts	
M - 0					3.00			3.00	11.55			34.65	990.42	108.03		17.60	789.02
												34.65		75.77			

LEOBARDO RAMOS
Employee ID 4700

	01-26	01-27	01-28	01-29	01-30	01-31	02-01	Total	Cash	Hrly	Gross	Total	FWH	SWH	Other	Net	
	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Hours	Rate	Fringe	Fringe	This Job	Gross	FICA	SUI/SDI	Deducts	
M - 4			5.00	10.00				15.00	13.22			198.30	727.10	20.93		390.24	260.31
					10.00			10.00	19.83			198.30					
												396.60		55.62			

Job: 208-440 McColl Road Irrigation Siphon

#2

AMERICO R SOLIS
Employee ID 5440

	01-26	01-27	01-28	01-29	01-30	01-31	02-01	Total	Cash	Hrly	Gross	Total	FWH	SWH	Other	Net
	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Hours	Rate	Fringe	Fringe	Gross	FICA	SUI/SDI	Deducts	Net
M - 2 LABORER, UTILITY Reg									9.98			751.01	51.07		17.60	624.88
LABORER, UTILITY OT			3.50					3.50	14.97			52.40				
												52.40				
													57.46			

Totals for McColl Road Irrigation Siphon

01-26-09	01-27-09	01-28-09	01-29-09	01-30-09	01-31-09	02-01-09	Total	Gross	Total	Deductions	Net			
Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday	Hours	This Job	Gross	FICA	SWH	SDI	Other	Net
.00	.00	35.00	93.00	82.00	58.00	.00	268.00	4,287.00	10,428.17	986.50	.00	.00	1,027.48	7,616.44
										797.75				

McALLEN CONSTRUCTION, INC.

P.O. Box 3244 • McAllen, Texas 78502 • Phone: (956) 686-7819 • Fax: (956) 686-7824

February 2, 2009

Mr. Ramiro Gutierrez, P.E.
R. Gutierrez Engineering
130 E. Park Ave.
Pharr, Texas 78577

Re: McColl Road Irrigation Siphon

Dear Mr. Gutierrez,

Enclosed is the January 2009 Monthly Estimate for the above-mentioned project. Please process for payment at your earliest convenience.

If I can be of additional service, please feel free to contact me.

Sincerely,



Juan Galvan



Raising Quality Through Continuous Improvement

