

**APPLICATION FOR RETAINAGE RELEASE**

To: HIDALGO COUNTY PRECINCT NO. 2 (OWNER)  
 From: OG Construction Company, LLC (CONTRACTOR)  
 Contract: C-08-399-02-09  
 Project: Tower Road Drainage  
 OWNER's Contract No. C-08-399-02-09 ENGINEER's Project No. ENG06.019b  
 For Work accomplished through the date of: 26-Jun-2009

1. Original Contract Price:	\$ 569,005.57
2. Net change by Change Orders and Written Agreements (+ or -):	\$ (23,628.84)
3. Current Contract Price (1 plus 2):	\$ 545,376.73
4. Total completed and stored to date:	\$ 545,376.73
5. Retainage (per Agreement):	
<u>0% of completed Work:</u>	<u>\$ -</u>
<u>5% of stored material:</u>	<u>\$ -</u>
Total Retainage:	\$ -
6. % of Construction Completed:	
<u>100% of contracted \$ amount has been completed</u>	
7. Total completed and stored to date less retainage (4 minus 5):	\$ 545,376.73
8. Less previous Application for Payments:	\$ (518,107.89)
9. Balance to Finish:	\$ -
10. AMOUNT DUE THIS APPLICATION (6 MINUS 7):	\$ 27,268.84

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 RETAINAGE RELEASE 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 8-Jul-09 OG Construction Company, LLC  
 CONTRACTOR

By: \_\_\_\_\_

State of Texas  
 County of Hidalgo  
 Subscribed and sworn to before me this \_\_\_\_\_  
 day of \_\_\_\_\_

\_\_\_\_\_  
 Notary Public  
 My Commission expires: \_\_\_\_\_

Payment of the above AMOUNT DUE THIS APPLICATION is recommended.

Dated 8-Jul-09 R. GUTIERREZ ENGINEERING CORPORATION  
 ENGINEER

By: \_\_\_\_\_