

APPLICATION FOR PAYMENT NO. 1

AI-17930 10/13/09

To: HIDALGO COUNTY (OWNER)  
 From: TOTAL COMMITMENT, LLC (CONTRACTOR)  
 Contract: HIDALGO COUNTY PRECINCT NO. 3 COLONIA ACCESS PROGRAM ROUND III ROAD & DRAINAGE  
CONSTRUCTION FOR MONICA ACRES SUBDIVISION  
 Project: HIDALGO COUNTY PRECINCT NO. 3 COLONIA ACCESS PROGRAM ROUND III ROAD & DRAINAGE  
CONSTRUCTION FOR MONICA ACRES SUBDIVISION  
 Owner's Contract No. C-CAP-09-256-07-21 Engineer's Project No. 081005  
 For Work accomplished through the date of: September 28, 2009

1. Original Contract Price:	<u>\$72,295.00</u>
2. Net change by Change Order No. 1 and Written Agreements(+):	<u>\$10,542.00</u>
3. Current Contract Price (1 plus 2):	<u>\$82,837.00</u>
4. Total completed and stored to date:	<u>\$52,880.75</u>
5. Retainage (per Agreement):	
<u>10%</u> of completed Work:	<u>\$5,288.08</u>
_____ of stored material	
Total Retainage:	<u>\$5,288.08</u>
6. Total completed and stored to date less retainage (4 minus 5)	<u>\$47,592.67</u>
7. Less previous Application for Payments:	<u>\$0.00</u>
8. AMOUNT DUE THIS APPLICATION (6 MINUS 7)	<u>\$47,592.67</u>

Accompanying Documentation:

1. Application and Certification of Payment
2. Schedule of Values
3. Estimate Quantity Update Worksheet
4. List of Suppliers and Sub-contractors
5. Partial Waiver of Liens (Sub-contractors/suppliers)
6. TxDot Form 252 Contract Time Statement
7. Payroll Report w/signed Wage Form
8. Change Order No. 1 (Requires TxDot Concurrence)

REQ# 160141 P.O.# 627751  
 9-1312-431-00-123-470-1-731 → \$27,617.00  
 <-2,761.70> = \$24,855.30

REQ# 160141 P.O.# 627751  
 9-1312-431-00-123-470-1-733 → \$25,263.75  
 <-2,526.38> = \$22,737.37

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 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 Payments is in accordance with the Contract Documents and not defective.

Date 9-28-09

State of TEXAS  
 County of HIDALGO  
 Subscribed and sworn to before me this 28th  
 day of September, 2009

[Signature]  
 Notary Public  
 My Commission expires: 7-6-13

Payment of the above AMOUNT DUE THIS APPLICATION is recommended.

Date \_\_\_\_\_

TOTAL COMMITMENT, LLC  
 (CONTRACTOR)

By: [Signature]  
 Armando Gutierrez, Jr.

INVOICE RECEIVED BY: [Signature] ON 9/30/09  
 GOODS/SERVICES RECEIVED BY: [Signature] ON 9/30/09

JAVIER HINOJOSA ENGINEERING  
 (ENGINEER)

By: [Signature] 9/29/09  
 Javier Hinojosa, P.E.



10/10/10 10:10:10

10/10/10 10:10:10

Michael Israel L. Erms  
Notary Public, State of Texas  
My Commission Expires:  
July 6, 2013



<u>TOTAL COMMITMENT, LLC</u>	Contractor Name
<u>August 24, 2009</u>	Starting Date
<u>Novemeber 21, 2009</u>	Project Ending Date
<u>10%</u>	Retainage Percent

Application No.:	<u>1</u>
Application Date:	<u>September 28, 2009</u>
Period To:	<u>8/24/09-9/28/09</u>
Engineer Firm:	<u>JAVIER HINOJOSA ENGINEERING</u>

**Summary**

CSJ#	PROJECT NAME	Original Schedule Value	Revised Schedule Value	Payment Application No 1	Payment Application No 2	Payment Application No 3	Total To Date	Balance To Finish	Retainage	Net	Payment To Date	Payment Due
M1080470	Monica Acres	\$ 72,295.00	\$ 82,837.00	\$ 52,880.75	\$ -	\$ -	\$ 52,880.75	\$ 29,956.25	\$ 5,288.08	\$ 47,592.67	\$ -	\$ 47,592.67
		\$ 72,295.00	\$ 82,837.00	\$ 52,880.75	\$ -	\$ -	\$ 52,880.75	\$ 29,956.25	\$ 5,288.08	\$ 47,592.67	\$ -	\$ 47,592.67

TOTAL COMMITMENT, LLC Contractor Name  
 8/24/2009 Starting Date  
 11/21/2009 Project Ending Date  
 ROAD & DRAINAGE - MONICA ACRES SUBD. Engineer's / County Project Description

Application No.: 1  
 Application Date: 9/28/2009  
 Period To: 8/24/09 - 9/28/09  
 Engineer's / County Project No.: CAP-09-256-07-01-YSI

No.	Item Code	Description	Unit	Original Rates	Original Schedule Value		Revised Rates	Revised Schedule Value		First Month			Second Month			Third Month			Balance To Finish		
					Quan	Dollars		Quan	Dollars	Monthly Quan	QTY to Date	Item Cost (Monthly)	Monthly Quan	QTY to Date	Item Cost (Monthly)	Monthly Quan	QTY to Date	Item Cost (Monthly)	Total to Date	Quan	Dollars
<b>ROADWAY</b>																					
<b>MONICA ACRES SUBDIVISION</b>																					
1	100	Preparig ROW	STA	\$ 350.00	8.29	\$ 2,901.50	\$ 350.00	8.29	\$ 2,901.50	-	0.00	\$ -	8.29	8.29	\$ 2,901.50			\$ -	\$ 2,901.50	0	\$ -
2	247	8" FLEX BASE (Compl in Place)	SY	\$ 3.50	2972.00	\$ 10,402.00	\$ 3.50	3395.00	\$ 11,882.50	-	0.00	\$ -	3395	3395	\$ 11,882.50			\$ -	\$ 11,882.50	0	\$ -
3	251	Reworking BS Mtrl. (DC)	SY	\$ 2.00	2972.00	\$ 5,944.00	\$ 2.00	3395.00	\$ 6,790.00	-	0.00	\$ -	3395	3395	\$ 6,790.00			\$ -	\$ 6,790.00	0	\$ -
4	310	ASPH Matr. (MC-30)	GAL	\$ 3.60	545.00	\$ 1,962.00	\$ 3.60	545.00	\$ 1,962.00	-	0.00	\$ -	0	0	\$ -			\$ -	\$ -	545	\$ 1,962.00
5	340	ASPH Conc. (TY D) ( 1 1/2")	SY	\$ 6.25	2602.00	\$ 16,262.50	\$ 6.25	3025.00	\$ 18,906.25	-	0.00	\$ -	-	0	\$ -			\$ -	\$ -	3025	\$ 18,906.25
6	502	Barricades, Sign & Traffic Handling	MO	\$ 300.00	3.00	\$ 900.00	\$ 300.00	3.00	\$ 900.00	-	0.00	\$ -	2	2	\$ 600.00			\$ -	\$ 600.00	1	\$ 300.00
7	530	Turnouts (ASPH-CONC-PAV) (PB-1)	SY	\$ 6.50	30.00	\$ 195.00	\$ 6.50	30.00	\$ 195.00	-	0.00	\$ -	0	0	\$ -			\$ -	\$ -	30	\$ 195.00
8	5249	Temporary Sediment Control Fence	LF	\$ 1.75	340.00	\$ 595.00	\$ 1.75	340.00	\$ 595.00	-	0.00	\$ -	340	340	\$ 595.00			\$ -	\$ 595.00	0	\$ -
9	5249	Temporary Sediment Control Fence (Remove)	LF	\$ 0.75	340.00	\$ 255.00	\$ 0.75	340.00	\$ 255.00	-	0.00	\$ -	0	0	\$ -			\$ -	\$ -	340	\$ 255.00
11	C/1	Unc. Excavation	CY	\$ -	0.00	\$ -	\$ 4.00	1212.00	\$ 4,848.00	-	0.00	\$ -	1212	1212	\$ 4,848.00			\$ -	\$ 4,848.00	0	\$ -
					<b>Total Roadway MONICA ACRES SUBDIVISION</b>		<b>\$ 39,417.00</b>	<b>\$ 49,235.25</b>		<b>\$ -</b>			<b>\$ 27,617.00</b>			<b>\$ -</b>		<b>\$ 27,617.00</b>	<b>\$ 21,618.25</b>		

16	<b>DRAINAGE</b>																				
17	530	Driveway (ASPH-CONC-PAV) (PB-1)	SY	\$ 11.00	758.00	\$ 8,338.00	\$ 11.00	758.00	\$ 8,338.00	-	0.00	\$ -	-	0.0	\$ -			\$ -	\$ -	758	\$ 8,338.00
18	530	Driveway (Concrete 3000 PSI)	SY	\$ 30.00	318.00	\$ 9,540.00	\$ 30.00	318.00	\$ 9,540.00	-	0.00	\$ -	318.00	318.0	\$ 9,540.00			\$ -	\$ 9,540.00	0	\$ -
19	556	15" ADS Culvert Pipe	LF	\$ 24.00	625.00	\$ 15,000.00	\$ 24.00	0.00	\$ -	-	0.00	\$ -	-	-	\$ -			\$ -	\$ -	0	\$ -
10	C/1	18" Low Profile Curb & Gutter	LF	\$ -	0.00	\$ -	\$ 9.25	1635.00	\$ 15,123.75	-	0.00	\$ -	1635	1635	\$ 15,123.75			\$ -	\$ 15,123.75	0	\$ -
12	C/1	48" Concrete Spillway	LF	\$ -	0.00	\$ -	\$ 20.00	30.00	\$ 600.00	-	0.00	\$ -	30.00	30	\$ 600.00			\$ -	\$ 600.00	0	\$ -
					<b>Total Drainage MONICA ACRES SUBDIVISION</b>		<b>\$ 32,878.00</b>	<b>\$ 33,601.75</b>		<b>\$ -</b>			<b>\$ 25,263.75</b>			<b>\$ -</b>		<b>\$ 25,263.75</b>	<b>\$ 8,338.00</b>		

Grand Total for Monica Acres Sub. **\$ 82,837.00**

APPROVED BY:

Javier Hinojosa P.E.

Print Name

September 29, 2009

Date

*Javier Hinojosa*  
Signature