

AI-20109

4.

tml checks

DRAINAGE DISTRICT

Date: 03/02/2010

Submitted By: Sylvia Sanchez, DRAINAGE DISTRICT

Submitted For: Sylvia Sanchez

Department: DRAINAGE DISTRICT

Information

CAPTION

A. Approval to accept check from TML in the amount of \$2,433.49 for property rate reduction.

B. Approval to accept check from TML in the amount of \$22,776.00 for equity return from workers compensation.

BACKGROUND

Fiscal Impact

Attachments

No file(s) attached.

Form Routing/Status

Route Seq	Inbox	Approved By	Date	Status
1	Budget & Management	Angela Garcia	02/25/2010 09:49 AM	APRV
2	Perla Lopez	Angela Garcia	02/25/2010 10:00 AM	APRV
3	Dale Kennan	Dale Kennan	02/25/2010 10:55 AM	APRV
4	Final Approval	Monica Badillo	02/26/2010 04:51 PM	APRV

Form Started By: Sylvia Sanchez
Started On: 02/24/2010 04:18 PM

Final Approval Date: 02/26/2010

AI-20130

5.

**DD-09-008-08-04-PAYMENT REQUEST NO. 3/RETAINAGE RELEASE-NSJ
CH.-OWASSA RD.
DRAINAGE DISTRICT**

Date: 03/02/2010
Submitted By: Claudette Cavazos, DRAINAGE DISTRICT
Submitted For: Claudette Cavazos
Department: DRAINAGE DISTRICT

Information

CAPTION

A. Request approval of Pay Request no. 3-Final for Asago Construction for Project No. DD-09-008-08-04-North San Juan Channel Crossing Improvements Project-Owassa Road.

B. Requesting Approval of the Retainage Release for Asago Construction for Project No. DD-09-008-08-04-North San Juan Channel Crossing Improvements Project-Owassa Road.

BACKGROUND

Fiscal Impact

Attachments

Link: [NSJ OWASSA](#)

Link: [NSJ OWASSA](#)

Form Routing/Status

Route Seq	Inbox	Approved By	Date	Status
1	Budget & Management	Ivan Cantu	02/25/2010 04:23 PM	APRV
2	Perla Lopez	Perla Lopez	02/25/2010 04:50 PM	APRV
3	Final Approval		02/26/2010 04:51 PM	NEW
Form Started By: Claudette Cavazos			Started On: 02/25/2010 11:40 AM	
Final Approval Date: 02/26/2010				

APPLICATION FOR FINAL PMT

To: HIDALGO COUNTY DRAINAGE DISTRICT #1 (OWNER)
 From: Asago LLC, dba Asago Construction (CONTRACTOR)
 Contract: DD-09-008-08-04
 Project: North San Juan Channel Crossing Improvements Project - Owassa Road
 OWNER's Contract No. DD-09-008-08-04 ENGINEER's Project No. ENG99.003
 For Work accomplished through the date of: 27-Jan-2010

1.	Original Contract Price:	\$	135,194.00
2.	Net change by Change Orders and Written Agreements (+ or -):	\$	4,416.12
3.	Current Contract Price (1 plus 2):	\$	139,610.12
4.	Total completed and stored to date:	\$	139,610.12
5.	Retainage (per Agreement):		
	10% of completed Work:	\$	13,961.01
	10% of stored material:	\$	-
	Total Retainage:		\$ 13,961.01
6.	% of Construction Completed:		
	100% of contracted \$ amount has been completed		
7.	Total completed and stored to date less retainage (4 minus 5):	\$	125,649.11
8.	Less previous Application for Payments:	\$	(107,141.06)
9.	Balance to Finish:	\$	-
10.	AMOUNT DUE THIS APPLICATION (6 MINUS 7):	\$	18,508.05

OK
SSL

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 FINAL PMT 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 9-Feb-10

Asago LLC, dba Asago Construction

CONTRACTOR

By: 

St: _____
 Cc: _____
 Sl: _____
 da: _____



Nc: _____
 M: _____

Pe: _____ APPLICATION is recommended.

R. GUTIERREZ ENGINEERING CORPORATION

ENGINEER

By:  P.E. 2/9/10

D: _____

Quantity Worksheet

Asago, LLC dba Asago Construction
 30-Aug-2009
 13-Nov-2009
 North San Juan Channel Crossing Improvements Project - Onassia Road

Application: FINAL PMT
 Application Date: 9-Feb-2010
 Period To: 27-Jan-2010
 Engineer's / County Project No.: ENG99.003

Unit	Original Schedule Value			Revised Schedule Value			Change Order #1			Application #1			Application #2			Final Application			Balance To Finish		
	Original Rates	Quan	Dollars	Revised Rates	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)	Monthly Quan	QTY to Date	Item Cost (Monthly)	Total to Date	Quan	Dollars
CY	6.00	2,665.00	\$ 15,990.00	6.00	2,665.00	\$ 15,990.00	-	-	\$ -	2,665.00	2,665.00	\$ 15,990.00	2,665.00	2,665.00	\$ 15,990.00	2,665.00	2,665.00	\$ 15,990.00	-	0.00	\$ -
CY	6.00	382.00	\$ 2,292.00	6.00	382.00	\$ 2,292.00	-	-	\$ -	382.00	382.00	\$ 2,292.00	382.00	382.00	\$ 2,292.00	382.00	382.00	\$ 2,292.00	-	0.00	\$ -
SY	15.00	533.00	\$ 7,995.00	15.00	533.00	\$ 7,995.00	-	-	\$ -	266.50	266.50	\$ 3,997.50	266.50	266.50	\$ 3,997.50	266.50	266.50	\$ 3,997.50	-	0.00	\$ -
SY	30.00	70.00	\$ 2,100.00	30.00	70.00	\$ 2,100.00	-	-	\$ -	70.00	70.00	\$ 2,100.00	70.00	70.00	\$ 2,100.00	70.00	70.00	\$ 2,100.00	-	0.00	\$ -
LF	30.00	368.00	\$ 11,040.00	30.00	368.00	\$ 11,040.00	368.00	368.00	\$ 11,040.00	368.00	368.00	\$ 11,040.00	368.00	368.00	\$ 11,040.00	368.00	368.00	\$ 11,040.00	-	0.00	\$ -
EA	4,000.00	2.00	\$ 8,000.00	4,000.00	2.00	\$ 8,000.00	1.00	1.00	\$ 4,000.00	1.00	1.00	\$ 4,000.00	1.00	1.00	\$ 4,000.00	1.00	1.00	\$ 4,000.00	-	0.00	\$ -
EA	4,000.00	2.00	\$ 8,000.00	4,000.00	2.00	\$ 8,000.00	2.00	2.00	\$ 8,000.00	2.00	2.00	\$ 8,000.00	2.00	2.00	\$ 8,000.00	2.00	2.00	\$ 8,000.00	-	0.00	\$ -
CY	190.00	82.00	\$ 15,580.00	190.00	82.00	\$ 15,580.00	100.00	100.00	\$ 5,000.00	41.00	41.00	\$ 7,790.00	41.00	41.00	\$ 7,790.00	41.00	41.00	\$ 7,790.00	-	0.00	\$ -
LF	50.00	192.00	\$ 9,600.00	50.00	192.00	\$ 9,600.00	100.00	100.00	\$ 5,000.00	92.00	92.00	\$ 4,600.00	92.00	92.00	\$ 4,600.00	92.00	92.00	\$ 4,600.00	-	0.00	\$ -
EA	4,000.00	368.00	\$ 20,240.00	4,000.00	368.00	\$ 20,240.00	360.00	360.00	\$ 19,800.00	8.00	8.00	\$ 440.00	368.00	368.00	\$ 440.00	368.00	368.00	\$ 440.00	-	0.00	\$ -
EA	4,000.00	2.00	\$ 8,000.00	4,000.00	2.00	\$ 8,000.00	2.00	2.00	\$ 8,000.00	2.00	2.00	\$ 8,000.00	2.00	2.00	\$ 8,000.00	2.00	2.00	\$ 8,000.00	-	0.00	\$ -
LS	2,000.00	1.00	\$ 2,000.00	2,000.00	1.00	\$ 2,000.00	1.00	1.00	\$ 2,000.00	1.00	1.00	\$ 2,000.00	1.00	1.00	\$ 2,000.00	1.00	1.00	\$ 2,000.00	-	0.00	\$ -
LF	10.00	120.00	\$ 1,200.00	10.00	120.00	\$ 1,200.00	-	-	\$ -	120.00	120.00	\$ 1,200.00	120.00	120.00	\$ 1,200.00	120.00	120.00	\$ 1,200.00	-	0.00	\$ -
CY	4.00	3,290.00	\$ 13,160.00	4.00	3,290.00	\$ 13,160.00	1,500.00	1,500.00	\$ 6,000.00	1,100.00	1,100.00	\$ 4,400.00	1,100.00	1,100.00	\$ 4,400.00	1,100.00	1,100.00	\$ 4,400.00	-	0.00	\$ -
LF	25.00	116.00	\$ 2,900.00	25.00	116.00	\$ 2,900.00	116.00	116.00	\$ 2,900.00	116.00	116.00	\$ 2,900.00	116.00	116.00	\$ 2,900.00	116.00	116.00	\$ 2,900.00	-	0.00	\$ -
LF	20.00	54.00	\$ 1,080.00	20.00	54.00	\$ 1,080.00	54.00	54.00	\$ 1,080.00	54.00	54.00	\$ 1,080.00	54.00	54.00	\$ 1,080.00	54.00	54.00	\$ 1,080.00	-	0.00	\$ -
SY	1.00	6,017.00	\$ 6,017.00	1.00	6,017.00	\$ 6,017.00	6,017.00	6,017.00	\$ 6,017.00	6,017.00	6,017.00	\$ 6,017.00	6,017.00	6,017.00	\$ 6,017.00	6,017.00	6,017.00	\$ 6,017.00	-	0.00	\$ -
SY	-	0.00	\$ -	-	0.00	\$ -	81.78	81.78	\$ 4,416.12	81.78	81.78	\$ 4,416.12	81.78	81.78	\$ 4,416.12	81.78	81.78	\$ 4,416.12	-	0.00	\$ -
rainage			\$ 135,194.00			\$ 135,194.00			\$ 72,236.12			\$ 46,809.50			\$ 20,564.50			\$ 20,564.50			\$ -
TOTALS:			\$ 135,194.00			\$ 135,194.00			\$ 72,236.12			\$ 46,809.50			\$ 20,564.50			\$ 20,564.50			\$ -

Printed Name: Javier Gutierrez
 Signature: 
 Date: 9-Feb-2010

APPLICATION FOR RETAINAGE

To: HIDALGO COUNTY DRAINAGE DISTRICT #1 (OWNER)
 From: Asago LLC, dba Asago Construction (CONTRACTOR)
 Contract: DD-09-008-08-04
 Project: North San Juan Channel Crossing Improvements Project - Owassa Road
 OWNER's Contract No. DD-09-008-08-04 ENGINEER's Project No. ENG99.003
 For Work accomplished through the date of: 27-Jan-2010

1.	Original Contract Price:	\$	135,194.00
2.	Net change by Change Orders and Written Agreements (+ or -):	\$	4,416.12
3.	Current Contract Price (1 plus 2):	\$	139,610.12
4.	Total completed and stored to date:	\$	139,610.12
5.	Retainage (per Agreement):		
	0% of completed Work:	\$	-
	10% of stored material:	\$	-
	Total Retainage:		\$ -
6.	% of Construction Completed:		
	100% of contracted \$ amount has been completed		
7.	Total completed and stored to date less retainage (4 minus 5):	\$	139,610.12
8.	Less previous Application for Payments:	\$	(125,649.11)
9.	Balance to Finish:	\$	-
10.	AMOUNT DUE THIS APPLICATION (6 MINUS 7):	\$	13,961.01 B

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 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 9-Feb-10

Asago LLC, dba Asago Construction


CONTRACTOR

By: 

State of Texas

County of Hidalgo

Subscribed and sworn to before me this 9th day of February 2010


 Notary Public
 My Commission expires: 12/16/11

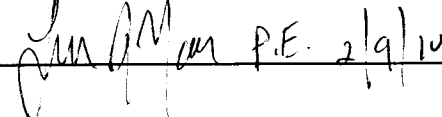


Payment of the above AMOUNT DUE THIS APPLICATION is recommended.

Dated 9-Feb-10

R. GUTIERREZ ENGINEERING CORPORATION

ENGINEER

By:  P.E. 2/9/10

Schedule of Values

Application: RETAINAGE
 Application Date: 9-Feb-2010
 Period To: 27-Jan-2010
 Engineer Firm: R. Gutierrez Eng. Corp.

	Retainage for App #1	Payment for Application #1	Application #2	Retainage for App #2	Payment for Application #2	Final Application	Retainage for Final App	Payment for Final Application	Total Completed to Date	Retainage to Date	Total Completed Less Retainage	Previous Payments	Balance To Finish
1	\$ 7,223.61	\$ 65,012.51	\$ 46,809.50	\$ 4,680.95	\$ 42,128.55	\$ 20,564.50	\$ 2,056.45	\$ 19,508.05	\$ 139,610.12	\$ 13,961.01	\$ 125,649.11	\$ 125,649.11	\$ -
2	\$ 7,223.61	\$ 65,012.51	\$ 46,809.50	\$ 4,680.95	\$ 42,128.55	\$ 20,564.50	\$ 2,056.45	\$ 19,508.05	\$ 139,610.12	\$ 13,961.01	\$ 125,649.11	\$ 125,649.11	\$ -
3	\$ 7,223.61	\$ 65,012.51	\$ 46,809.50	\$ 4,680.95	\$ 42,128.55	\$ 20,564.50	\$ 2,056.45	\$ 19,508.05	\$ 139,610.12	\$ 13,961.01	\$ 125,649.11	\$ 125,649.11	\$ -

Quantity Worksheet

Asago LLC, dba Asago Construction
 30-Aug-2009
 13-Nov-2009
 North San Juan Channel Crossing Improvements Project - Owassa Road

Application: RETAINAGE
 Application Date: 9-Feb-2010
 Period To: 27-Jan-2010
 Engineers / County Project No.: ENG959/003

Unit	Original Schedule Value			Revised Schedule Value			Application #1			Application #2			Final Application			Balance To Finish		
	Original Rates	Quan	Dollars	Revised Rates	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
CY	6.00	2,665.00	\$ 15,990.00	6.00	2,665.00	\$ 15,990.00	2,665.00	2,665.00	\$ 15,990.00	2,665.00	2,665.00	\$ 15,990.00	2,665.00	2,665.00	\$ 15,990.00	15,990.00	0.00	\$ 0.00
CY	6.00	382.00	\$ 2,292.00	6.00	382.00	\$ 2,292.00	382.00	382.00	\$ 2,292.00	382.00	382.00	\$ 2,292.00	382.00	382.00	\$ 2,292.00	2,292.00	0.00	\$ 0.00
SY	15.00	533.00	\$ 7,995.00	15.00	533.00	\$ 7,995.00	266.50	266.50	\$ 3,997.50	266.50	266.50	\$ 3,997.50	266.50	266.50	\$ 3,997.50	7,995.00	0.00	\$ 0.00
SY	30.00	70.00	\$ 2,100.00	30.00	70.00	\$ 2,100.00	70.00	70.00	\$ 2,100.00	70.00	70.00	\$ 2,100.00	70.00	70.00	\$ 2,100.00	2,100.00	0.00	\$ 0.00
LF	30.00	368.00	\$ 11,040.00	30.00	368.00	\$ 11,040.00	368.00	368.00	\$ 11,040.00	368.00	368.00	\$ 11,040.00	368.00	368.00	\$ 11,040.00	11,040.00	0.00	\$ 0.00
EA	4,000.00	2.00	\$ 8,000.00	4,000.00	2.00	\$ 8,000.00	1.00	1.00	\$ 4,000.00	1.00	1.00	\$ 4,000.00	1.00	1.00	\$ 4,000.00	4,000.00	0.00	\$ 0.00
EA	4,000.00	2.00	\$ 8,000.00	4,000.00	2.00	\$ 8,000.00	2.00	2.00	\$ 8,000.00	2.00	2.00	\$ 8,000.00	2.00	2.00	\$ 8,000.00	8,000.00	0.00	\$ 0.00
CY	190.00	82.00	\$ 15,580.00	190.00	82.00	\$ 15,580.00	41.00	41.00	\$ 7,790.00	41.00	41.00	\$ 7,790.00	41.00	41.00	\$ 7,790.00	15,580.00	0.00	\$ 0.00
LF	50.00	192.00	\$ 9,600.00	50.00	192.00	\$ 9,600.00	92.00	182.00	\$ 4,600.00	92.00	182.00	\$ 4,600.00	92.00	182.00	\$ 4,600.00	9,600.00	0.00	\$ 0.00
LF	55.00	368.00	\$ 20,240.00	55.00	368.00	\$ 20,240.00	368.00	368.00	\$ 19,800.00	368.00	368.00	\$ 19,800.00	368.00	368.00	\$ 19,800.00	20,240.00	0.00	\$ 0.00
EA	4,000.00	2.00	\$ 8,000.00	4,000.00	2.00	\$ 8,000.00	2.00	2.00	\$ 8,000.00	2.00	2.00	\$ 8,000.00	2.00	2.00	\$ 8,000.00	8,000.00	0.00	\$ 0.00
LS	2,000.00	1.00	\$ 2,000.00	2,000.00	1.00	\$ 2,000.00	1.00	1.00	\$ 2,000.00	1.00	1.00	\$ 2,000.00	1.00	1.00	\$ 2,000.00	2,000.00	0.00	\$ 0.00
LF	10.00	120.00	\$ 1,200.00	10.00	120.00	\$ 1,200.00	120.00	120.00	\$ 1,200.00	120.00	120.00	\$ 1,200.00	120.00	120.00	\$ 1,200.00	1,200.00	0.00	\$ 0.00
CY	4.00	3,290.00	\$ 13,160.00	4.00	3,290.00	\$ 13,160.00	1,500.00	2,600.00	\$ 4,400.00	1,500.00	2,600.00	\$ 4,400.00	1,500.00	2,600.00	\$ 4,400.00	13,160.00	0.00	\$ 0.00
LF	25.00	116.00	\$ 2,900.00	25.00	116.00	\$ 2,900.00	116.00	116.00	\$ 2,900.00	116.00	116.00	\$ 2,900.00	116.00	116.00	\$ 2,900.00	2,900.00	0.00	\$ 0.00
LF	20.00	54.00	\$ 1,080.00	20.00	54.00	\$ 1,080.00	54.00	54.00	\$ 1,080.00	54.00	54.00	\$ 1,080.00	54.00	54.00	\$ 1,080.00	1,080.00	0.00	\$ 0.00
SY	1.00	6,017.00	\$ 6,017.00	1.00	6,017.00	\$ 6,017.00	6,017.00	6,017.00	\$ 6,017.00	6,017.00	6,017.00	\$ 6,017.00	6,017.00	6,017.00	\$ 6,017.00	6,017.00	0.00	\$ 0.00
SY	-	0.00	\$ -	-	0.00	\$ -	81.78	81.78	\$ 4,416.12	81.78	81.78	\$ 4,416.12	81.78	81.78	\$ 4,416.12	4,416.12	0.00	\$ 0.00
Drainage			\$ 135,194.00			\$ 135,194.00			\$ 72,236.12			\$ 72,236.12			\$ 46,809.50			\$ 20,564.50
TOTALS:			\$ 135,194.00			\$ 135,194.00			\$ 72,236.12			\$ 72,236.12			\$ 46,809.50			\$ 20,564.50

Printed Name:

Signature

Javier Gutierrez



Date:

9-Feb-2010

CERTIFICATE OF CONSTRUCTION COMPLETION

THIS IS TO CERTIFY THAT ON 27 DAY OF January 2010, A FINAL INSPECTION was made of the project herein described:

CONTRACT

DATE: August 4, 2009

OWNER: Hidalgo County Drainage District No.1 CONSTRUCTION CONTRACTOR: Asago Construction, LLC. OF THE CITY OF Mission STATE OF Texas

PROJECT DESCRIPTION

CONSTRUCTION OF North San Juan Drainage, Owassa Road Crossing

CONTRACT-NO.: DD-09-008-08-04 located in or near the City/Pct. of Pct. 2 and Pct. 4

THIS IS TO CERTIFY:

1. That the work has been completed in accordance with the plans and specifications and all addenda, change orders, supplemental agreements thereto, and with the following exceptions:
None

2. That the sum of 00/100 dollars (\$00.00), deducted from the final payment of the Contractor is a fair and equitable settlement for the foregoing except work.

3. That the contractor has presented a "Certificate of Release" stating under oath, that all claims arising out of the performance of work have been fulfilled, and the OWNER is released from all claims arising under or by virtue of said contract.

4. That the CONTRACTOR has presented in behalf of itself and its sureties, satisfactory evidence that it is bound to repair, replace, and make good any faulty workmanship and/or materials discovered in the work within a period of one year from this date, as provided in said contract.

5.	Amount of Original Contract	\$135,194.00
	Present Amount of Contract	\$139,610.12
	Total Amount of earned to date	\$139,610.12
	Less: previous payments	\$107,141.06
	Balance	\$ 32,469.06
	Authorized deductions	\$ 0.00
	AMOUNT OF FINAL PAYMENT	\$ 32,469.06

6. That the final payment in the amount of \$ Thirty two thousand four hundred sixty nine dollars and six cents (\$ 32,469.06) is now due and payable.



 Engineer's Signature 2/9/10

CONCURRED BY:

ASAGO CONSTRUCTION

 CONTRACTOR'S NAME

BY:  _____

TITLE: PRESIDENT

CONCURRED BY:

 H.C.D.D. No.1

ASAGO CONSTRUCTION

"QUALITY AND SERVICE"



RAÚL IGLESIAS
Manager

ASAGO, LLC
2113 Pecos
Mission, TX 78572
(956) 607-0741 office
(956) 585-7040 fax
iglesias@hiline.net

November 30, 2009

Mr. Luis Nava, P.E.
R. Guitierrez Engineering
130 East Pike Ave.
Pharr, TX 78577

RE: Hidalgo County Drainage District No. 1
North San Juan Channel Crossing Improvements Project – Owassa Rd
Contract No.: DD-09-008-08-04

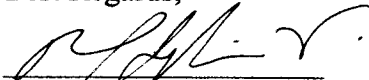
Mr. Nava:

The following is the list of suppliers used in the above mentioned project as per the County's request:

Upper Valley Materials	7301 W. Exp. 83, Mission TX 78572	956-584-5770
Magic Valley Concrete	7301 W. Exp. 83, Mission TX 78572	956-584-5770

If you have any questions, please call me at (956) 607-0741

Best Regards,


Raul Iglesias, Manager

**RELEASE AND WAIVER OF CLAIMS BY
SUBCONTRACTORS AND PRODUCT VENDORS**

STATE OF TEXAS

COUNTY OF HIDALGO

Personally appeared before me the undersigned authority in and for said County and State EDGAR MONALES (Name of Individual), A/R MANAGER (Title) of UPPER VALLEY MATERIALS (Company), who, being duly sworn by me states on oath that all bills for labor and products, sales tax, privilege tax or license, old age benefits tax, state and federal unemployment insurance and other liabilities have been paid in full, or that funds are in hand to discharge such liabilities when due, incurred in the performance of its Subcontract for furnishing labor or products in the construction of improvement at North San Juan Channel Crossing Improvements – Owassa Rd (Name of Project), City of San Juan (Location), undersigned company waives any claims and releases Hidalgo County (Owner), Asago, LLC (Contractor) from any rights or claims for debts due and owing by virtue of the furnishing of any labor or products and any lien therefore.

Upper Valley Materials, LLC
Edgar Monales
(Name of Company)

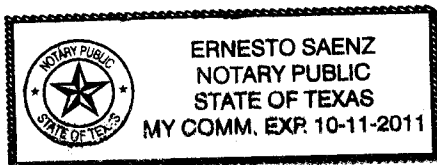
By: EDGAR MONALES
Type/Print Name

Title: A/R MANAGER

Date: 12-4-2009

Sworn to and subscribed before me
This 4th day of DECEMBER, 2009

[Signature]
Notary Public
My Commission Expires: 10-11-2011



**RELEASE AND WAIVER OF CLAIMS BY
SUBCONTRACTORS AND PRODUCT VENDORS**

STATE OF TEXAS

COUNTY OF HIDALGO

Personally appeared before me the undersigned authority in and for said County and State EDGAR MORALES (Name of Individual), A/R MANAGER (Title) of MAGIC VALLEY CONCRETE (Company), who, being duly sworn by me states on oath that all bills for labor and products, sales tax, privilege tax or license, old age benefits tax, state and federal unemployment insurance and other liabilities have been paid in full, or that funds are in hand to discharge such liabilities when due, incurred in the performance of its Subcontract for furnishing labor or products in the construction of improvement at North San Juan Channel Crossing Improvements – Owassa Rd (Name of Project), City of San Juan (Location), the undersigned company waives any claims and releases Hidalgo County (Owner), Asago, LLC (Contractor) from any rights or claims for debts due and owing by virtue of the furnishing of any labor or products and any lien therefore.

Magic Valley Concrete, Ltd
Edgar Morales
(Name of Company)

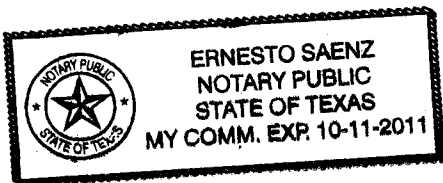
By: EDGAR MORALES
Type/Print Name

Title: A/R MANAGER

Date: 12-4-2009

Sworn to and subscribed before me
This 4th day of DECEMBER 2009

[Signature]
Notary Public
My Commission Expires: 10-11-2011



**CONTRACTOR'S AFFIDAVIT OF
PAYMENT OF DEBTS AND CLAIMS**

PROJECT: North San Juan Lateral Owassa Rd. Crossing
OWNER: Hidalgo County
CONTRACTOR: Asago LLC, dba Asago Construction
ENGINEER: R. Gutierrez Engineering **PROJECT NO.** DD-09-008-08-04

The Contractor in accordance with the Contract Documents, hereby certifies that, except as listed below, all obligations for all materials and equipment furnished, for all work labor, and services performed, and for all known indebtedness and claims against the Contractor for damages arising in any manner in connection with the performance of the Contract referenced above for which the Owner or his property might in any way be held responsible have been paid in full or have otherwise been satisfied in full.

EXCEPTIONS: (If none, write "NONE". The Contractor shall furnish bond acceptable to the Owner for each exception.)

NONE

CONTRACTOR: Asago LLC, dba Asago Construction

By: _____

Title: Manager

Subscribed and sworn to before me this ____ day of _____ 2009

Notary Public: _____

My Commission Expires: _____

CONTRACTOR'S AFFIDAVIT OF RELEASE OF LIENS

PROJECT: North San Juan Lateral Owassa Rd. Crossing
OWNER: Hidalgo County
CONTRACTOR: Asago LLC, dba Asago Construction
ENGINEER: R. Gutierrez Engineering **PROJECT NO.** DD-09-008-04

The Contractor, in accordance with the Contract Documents, and in consideration for the full and final payment to the contractor for all services in connection with the project, does hereby waive and release any and all lines, or any and all claims to liens which the Contractor may have on or affecting the project as a result of its contract(s) for the Project or for performing labor and/or furnishing materials in any way connected with the construction of any aspect of the project. The Contractor further certifies and warrants that all subcontractors of labor and/or materials for the Project, except as listed below, have been paid in full for all labor and/or materials supplied to for, through or at the direct or indirect request of the Contractor prior to, through and including the date of this affidavit.

EXCEPTIONS: (If none, write "NONE". The Contractor shall furnish bond acceptable to the Owner for each exception.)

NONE

CONTRACTOR: Asago LLC, dba Asago Construction

By: _____

Title: Manager

Subscribed and sworn to before me this ____ day of _____ 2009

Notary Public: _____

My Commission Expires: _____

ASAGO CONSTRUCTION

"QUALITY AND SERVICE"



RAÚL IGLESIAS
Manager

ASAGO, LLC
2113 Pecos
Mission, TX 78572
(956) 607-0741 office
(956) 585-7040 fax
iglesias@hiline.net

January 27, 2010

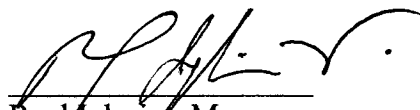
TO: Mr. Jaime J. Salazar
Hidalgo County Drainage District No. 1
902 Doolittle
Edinburg, TX 78539

RE: **North San Juan Drainage Channel Crossing
Improvements Project – Owassa Rd.**

General Warranty

Asago Construction guarantees all materials and equipment furnished and work performed for the period of one year from the date of this document and that the work is free from all defects due to faulty materials or workmanship.

Best Regards,



Raul Iglesias, Manager

CC: Mr. Luis Nava, P.E.
R. Gutierrez Engineering Corp.