

**APPLICATION FOR PAYMENT NO. 5 RETAINAGE RELEASE**

To: Hidalgo County (OWNER)  
 From: Total Commitment, LLC (CONTRACTOR)  
 Contract: C-CAP-10-232-08-10  
 Project: ALDAMAS I & II SUBDIVISIONS  
 Owner's Contract No. C-CAP-10-232-08-10 Engineer's Project No. \_\_\_\_\_  
 For Work accomplished through the date of: February 25, 2011

1. Original Contract Price:	\$ <u>376,612.50</u>
2. Net change by Change Order and Written Agreements(+or-):	(+) \$ <u>18,000.00</u>
3. Current Contract Price (1 plus 2):	\$ <u>394,612.50</u>
4. Total completed and stored to date:	\$ <u>394,612.50</u>
5. Retainage (per Agreement):	
<u>0%</u> of completed Work: _____	
<u>0%</u> of stored material _____	
Total Retainage:	\$ <u>-</u>
6. Total completed and stored to date less retainage (4 minus 5)	\$ <u>394,612.50</u>
7. Less previous Application for Payments:	\$ <u>355,151.25</u>
8. AMOUNT DUE THIS APPLICATION (6 MINUS 7)	\$ <u>39,461.25</u>

- Accompanying Documentation:
- APPLICATION AND CERTIFICATION OF PAYMENT (A)
  - SCHEDULE OF VALUES A/K/A 1257 / 1258
  - ESTIMATE QUANTITY UPDATE WORKSHEET
  - PARTIAL WAIVER OF LIENS (SUB-CONTRACTORS / SUPPLIERS)

REQ# 186323 P.O.# 649644  
 1-1312-206-00-000-004-0-000 → \$39,461.25  
**ALDAMAS I & II SUBD.-RETAINAGE PAYABLE**

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

Date 5/6/2011

State of Texas  
 County of Hidalgo  
 Subscribed and sworn to before me this 6  
 day of May, 2011

**TOTAL COMMITMENT, LLC**  
 CONTRACTOR

By: [Signature]  
 Pedro A. Gutierrez Jr. / Member

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



Payment of the above AMOUNT DUE THIS APPLICATION is recommended.

Date 5/24/2011

**SAM ENGINEERING & SURVEYING, INC.**  
 ENGINEER

By: [Signature]  
 SAMUEL D. MALDONADO  
 Exhibit E-C

**INVOICE RECEIVED BY:**  
[Signature] ON 5/25/11  
**GOODS/SERVICES RECEIVED BY:**  
[Signature] ON 5/25/11

<u>Total Commitment</u>	Contractor Name
<u>October 28, 2010</u>	Starting Date
<u>February 25, 2011</u>	Project Ending Date
<u>10%</u>	Retainage Percent

Application No:	<u>5 Retainage Release</u>
Application Date:	<u>May 20, 2011</u>
Period To:	<u>February 25, 2011</u>
Engineer Firm:	<u>SAM Engineering &amp; Surveying</u>

**Summary**

CSJ#	PROJECT NAME	Original Schedule Value	Revised Schedule Value	Payment Application No 1	Payment Application No 2	Payment Application No 3	Payment Application No 4	Total To Date	Balance To Finish	Retainage	Net	Payment To Date	Payment Due
3C1080937	Aldamas Unit I & II Subd.	\$ 376,612.50	\$ 394,612.50	\$ 39,854.00	\$ 98,312.00	\$ 190,722.50	\$ 65,724.00	\$ 394,612.50	\$ -	\$ 39,461.25	\$ 355,151.25	\$ 355,151.25	\$ 39,461.25
		\$ 376,612.50	\$ 394,612.50	\$ 39,854.00	\$ 98,312.00	\$ 190,722.50	\$ 65,724.00	\$ 394,612.50	\$ -	\$ 39,461.25	\$ 355,151.25	\$ 355,151.25	\$ 39,461.25

TOTAL COMMITMENT 10/28/2010 2/25/2011 ALDAMAS I & II

Contractor Name Starting Date Project Ending Date Engineer's / County Project Description

Application No.: 5  
 Application Date: 5/20/2011  
 Period To: 2/25/2011  
 Engineer's / County Project No.: C-CAP-10-232-08-10

No.	Item Code	Description	Unit	Original Rates	Original Schedule Value		Revised Rates	Revised Schedule Value		First Month			Second Month			Third Month			Fourth 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)	Monthly Quan	QTY to Date	Item Cost (Monthly)	Total to Date	Quan	Dollars
<b>ROADWAY</b>																								
1	100	PREPARING ROW	STA	\$ 500.00	29.72	14,860.00	\$ -	0.0	-	29.72	29.72	\$ 14,860.00	-	29.72	-	-	29.72	-	-	29.72	-	14,860.00	0	\$ -
2	152	6" ROAD GRADER WORK (DENS.CONT.)SUBGRA	SY	\$ 1.50	12,216.0	18,324.00	\$ -	0.0	-	0.00	0.00	\$ -	6,108.00	6,108.00	9,162.00	6,108.00	12,216.00	9,162.00	-	12,216.00	-	18,324.00	0	\$ -
3	247	8" FLEX BASE (COMPL IN PLC) (TY-D GR6 CL2)	SY	\$ 6.00	11,540.0	69,240.00	\$ -	0.0	-	0.00	0.00	\$ -	-	-	-	11,540.00	11,540.00	69,240.00	-	11,540.00	-	69,240.00	0	\$ -
4	260	LIME TREATMENT AT 3%	TONS	\$ 160.00	104.0	16,640.00	\$ -	0.0	-	0.00	0.00	\$ -	-	-	-	104.00	104.00	16,640.00	-	104.00	-	16,640.00	0	\$ -
5	310	ASPH MATRL (MC-30)	GAL	\$ 5.00	2,309.0	11,545.00	\$ -	0.0	-	0.00	0.00	\$ -	-	-	-	2,309.00	2,309.00	11,545.00	-	2,309.00	-	11,545.00	0	\$ -
6	340	1 1/2" HOT MIX ASPHALT CONC. TYPE -D	SY	\$ 6.00	9,854.0	59,124.00	\$ -	0.0	-	0.00	0.00	\$ -	-	-	-	-	-	9,854.00	9,854.00	59,124.00	-	59,124.00	0	\$ -
7	500	MOBILIZATION	LS	\$ 1,000.00	1.0	1,000.00	\$ -	0.0	-	1.00	1.00	\$ 1,000.00	-	1.00	-	-	1.00	-	-	1.00	-	1,000.00	0	\$ -
8	502	BARRICADES, SIGN AND TRAFFIC HANDLING	MO	\$ 350.00	2.0	700.00	\$ -	0.0	-	1.00	1.00	\$ 350.00	-	1.00	-	1.00	2.00	350.00	-	2.00	-	700.00	0	\$ -
<b>Total Roadway</b>						\$ 191,433.00						\$ 16,210.00			\$ 9,162.00			\$ 106,937.00			\$ 59,124.00	\$ 191,433.00		\$ -
<b>DRAINAGE</b>																								
9	530	DRIVEWAY (CONCRETE)	SY	\$ 29.25	838.0	24,511.50	\$ -	0.0	-	0.00	0.00	\$ -	-	-	-	838.00	838.00	24,511.50	-	838.00	-	24,511.50	0	\$ -
10	465	INLET (COMPLETE)(TYPE A)	EA	\$ 2,000.00	8.0	16,000.00	\$ -	0.0	-	4.00	0.00	\$ 8,000.00	4.00	4.00	8,000.00	-	8.00	-	-	8.00	-	16,000.00	0	\$ -
11	465	4' CONC. STORM MANHOLE	EA	\$ 2,100.00	6.0	12,600.00	\$ -	0.0	-	2.00	0.00	\$ 4,200.00	4.00	4.00	8,400.00	-	6.00	-	-	6.00	-	12,600.00	0	\$ -
12	506	TEMP SEDMTCONT FENCE	LF	\$ 2.00	6,000.0	12,000.00	\$ -	0.0	-	0.00	0.00	\$ -	2,000.00	2,000.00	4,000.00	4,000.00	6,000.00	8,000.00	-	6,000.00	-	12,000.00	0	\$ -
13	506	TEMP SEDMT CONT FENCE (REMOVE)	LF	\$ 0.50	6,000.0	3,000.00	\$ -	0.0	-	0.00	0.00	\$ -	-	-	-	6,000.00	6,000.00	3,000.00	-	6,000.00	-	3,000.00	0	\$ -
14	529	CONC CURB & GUTTER (18"X12")	LF	\$ 6.25	6,440.0	40,250.00	\$ -	0.0	-	0.00	0.00	\$ -	-	-	-	6,440.00	6,440.00	40,250.00	-	6,440.00	-	40,250.00	0	\$ -
15	529	VALLEY GUTTER	SY	\$ 36.00	34.0	1,224.00	\$ -	0.0	-	0.00	0.00	\$ -	-	-	-	275.00	275.00	6,050.00	300.00	575.00	6,600.00	12,650.00	0	\$ -
16	530	DRIVEWAY (ASPH CONC PAV) (PB-1)	SY	\$ 22.00	575.0	12,650.00	\$ -	0.0	-	0.00	0.00	\$ -	-	-	-	275.00	275.00	6,050.00	300.00	575.00	6,600.00	12,650.00	0	\$ -
17	556	18" RCP STORM DRAIN CL III	LF	\$ 24.00	140.0	3,360.00	\$ -	0.0	-	72.00	0.00	\$ 1,728.00	68.00	68.00	1,632.00	-	140.00	-	-	140.00	-	3,360.00	0	\$ -
18	556	24" RCP STORM DRAIN CL III	LF	\$ 28.00	1,978.0	55,384.00	\$ -	0.0	-	272.00	0.00	\$ 7,616.00	1,706.00	1,706.00	47,768.00	-	1,978.00	-	-	1,978.00	-	55,384.00	0	\$ -
		OUT FALL EXCAVATION	CY	\$ 7.00	600.0	4,200.00	\$ -	0.0	-	300.00	0.00	\$ 2,100.00	300.00	300.00	2,100.00	-	600.00	-	-	600.00	-	4,200.00	0	\$ -
<b>Total Drainage</b>						\$ 185,179.50						\$ 23,644.00			\$ 71,900.00			\$ 83,035.50			\$ 6,600.00	\$ 185,179.50		\$ -
<b>TOTAL BASE AMOUNTS</b>						\$ 376,612.50						\$ 39,854.00			\$ 81,062.00			\$ 189,972.50			\$ 65,724.00	\$ 376,612.50		\$ -
19	CO#1	SANITARY SEWER SERVICE ADJUST.	EA	\$ -	0	-	\$ 750.00	27.0	\$ 20,250.00				23.00	23.00	17,250.00	1.00	24.00	750.00				\$ 18,000.00	3	\$ 2,250.00
20	CO#2	SANITARY SEWER SERVICE ADJUST.	EA	\$ -	0	-	\$ 750.00	(3.0)	\$ (2,250.00)													\$ -	0	\$ (2,250.00)
<b>TOTAL BASE AMOUNT PLUS CO:</b>						\$ 376,612.50			\$ 394,612.50						98,312.00			190,722.50				\$ 394,612.50		\$ -

Samuel D. Maldonado  
 Print Name

5/24/2011  
 Date

*[Signature]*  
 Signature