

APPLICATION FOR PAYMENT NO. 2

To: **HIDALGO COUNTY** (OWNER)
 From: **MISSION PAVING COMPANY, INC.** (CONTRACTOR)
 Contract: **C-10-363-01-11**
 Project: **TOWER ROAD PHASE 2 ROAD AND DRAINAGE IMPROVEMENTS PROJECT**
 Owner's Contract No. **C-10-363-01-11** Engineer's Project No. **2010-363-11-24-MSS**
 For Work accomplished through the date of: **July 31, 2011**

1. Original Contract Price:	\$285,312.10
2. Net change by Change Order and Written Agreements(+or-):	\$ 23,567.59
3. Current Contract Price (1 plus 2):	\$308,879.69
4. Total completed and stored to date:	\$285,045.89
5. Retainage (per Agreement):	
10% of completed Work:	\$ 27,554.27
10% of stored material	\$ 950.32
Total Retainage:	\$28,504.59
6. Total completed and stored to date less retainage (4 minus 5)	\$256,541.30
7. Less previous Application for Payments:	\$172,016.08
8. AMOUNT DUE THIS APPLICATION (6 MINUS 7)	\$ 84,525.22

Accompanying Documentation:

PO # 653954
L-1342-431-00-122-049-0-731
 Req # 191101

CONTRACTOR'S Certification:

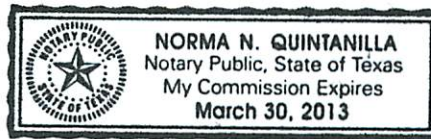
The undersigned CONTRACTOR certifies that (1) all previous progress payments received from OWNER on account of Work done under the Contract referred to above have been applied on account to discharge CONTRACTOR'S legitimate obligations incurred in connection with Work covered by prior Applications for 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 28-Jul-11

Mission Paving Company, Inc.

 CONTRACTOR
 By: [Signature]
 James J. Schroeder, President

State of Texas
 County of Hidalgo
 Subscribed and sworn to before me this 28th
 day of 28th July, 2011



Norma N. Quintanilla
 Notary Public
 My Commission expires: 3/30/13

Payment of the above AMOUNT DUE THIS APPLICATION is recommended.

Date 08/03/11

HIDALGO COUNTY PLANNING DEPT.
 ENGINEER
 By: [Signature] 08/03/11

INVOICE RECEIVED BY: [Signature] ON 8/8/2011

GOODS/SERVICES RECEIVED BY: [Signature] ON 7/31/2011

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NORMA N. QUINTANILLA
Notary Public, State of Texas
My Commission Expires
March 30, 2013



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Estimate Quantity Update Worksheet

Date: 25-Jul-11

Colonia:
 Roadway: Tower Road
 Control:
 Project No: 2010-363-11-24-MSS
 County: Hidalgo
 Est. No: 2

Contractor: Mission Paving Company, Inc.
 Contract Price: \$308,879.69
 Work Done this Mo.: \$285,045.89
 % Complete: 92.28%

Date Began: 9-Mar-11
 Contract Time: 150
 Time Charged: 136
 % Time Used: 90.67%

Work Type: Paving & Drainage
 Limits:

From: Sioux Road
 To: Minnesota Road


ITEM NO.	DESCRIPTION	UNIT	PROJECT QTY	Unit Price	Project Amount	FIRST MONTH			SECOND MONTH			THIRD MONTH		
						MONTHLY QUANTITY	QTY to Date	Item Cost (Monthly)	MONTHLY QUANTITY	QTY to Date	Item Cost (Monthly)	MONTHLY QUANTITY	QTY to Date	Item Cost (Monthly)
ROADWAY CONSTRUCTION														
1	Prime Coat (MC-30) Entire Base & Leave ready for HMAC Installation (Estimated 4,948 gal.)	SY	24,739	\$1.20	\$29,886.80	13,586	13,586	\$16,303.20	6689	20,275	\$8,026.80		0	0.00
2	6" Compacted Caliche (Labor Only)	SY	26,901	\$2.35	\$63,217.35	14,815	14,815	\$34,815.25	8185	23,000	\$19,234.75		0	0.00
3	5" Compacted Caliche (Labor Only)	SY	2,129	\$1.90	\$4,045.10	0	0	\$0.00	2129	2,129	\$4,045.10		0	0.00
4	Tensar TX 5 TriAx Geogrid	SY	26,901	\$3.20	\$86,083.20	13,816	13,816	\$44,211.20	7184	21,000	\$22,988.80		0	0.00
5	Excavate, Treat and Rework Existing Road Section to Achieve Proposed Finished Base	SY	22,979	\$3.35	\$76,979.65	14,815	14,815	\$49,630.25	8185	23,000	\$27,419.75		0	0.00
6	Traffic Control	LS	1	\$6,500.00	\$6,500.00	0.67	0.670	\$4,355.00	0.33	1	\$2,145.00		0	0.00
7	Permanent Pavement Markings Including but not Limited to Thermal Palstic 4" Yellow Solid and Center Lines, 4" White Edge Line, 24" White Stop Line and Type IIAA Raised Pavement Markers	LS	1	\$18,800.00	\$18,800.00	0.00	0	\$0.00	1	1	\$18,800.00		0	0.00
C.O. #1	Additional 690 feet of Road Improvements South of Sioux Road	LS	1	\$23,567.59	\$23,567.59	0	0	\$0.00	1	1	\$23,567.59			
C.O. #2	Inclement weather & delays of construction by county. Added days to contract.	Day	30											

Monthly Totals:	\$149,314.90	#####	0.00
Roadway:	\$149,314.90	#####	0.00
Material On Hand:	\$0.00	\$9,503.20	0.00

Total to Date

Roadway: \$275,542.69
 Material On Hand: \$9,503.20
 Total: \$285,045.89

Prepared and Checked By:

Signature: 
 Printed Name: SAM VAUGHN

Date: 7-25-2011

Mission Paving Company, Inc. Contractor Name
 3/9/2011 Starting Date
 7/6/2011 Project Ending Date
 Mr. Raul Sasin, P.E. Engineer's / County Project Description

Application No.: 2
 Application Date: 7/25/2011
 Period To: 7/25/2011
 Engineer's / County Project No.: 2010-363-11-24-MSS

No.	Item Code	Description	Unit	Original Rates	Original Schedule Value		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
ROADWAY:																							
1		Prime Coat (MC-30) Entire Base & Leave ready for HMAC Installation (Est 4,948 gal)	S.Y.	\$ 1.20	24,739.0	29,686.80	\$ 1.20	24,739.0	29,686.80	13586	13856	16,303.20	6689	20275	8,026.80	-	-	-	-	-	24,330.00	4,463.0	5,355.7
2		6" Compacted Caliche (Labor Only)	S.Y.	\$ 2.35	26,901.0	63,217.35	\$ 2.35	26,901.0	63,217.35	14815	14815	34,815.25	8185	23000	19,234.75	-	-	-	-	-	54,050.00	3,901.0	9,167.4
3		5" Compacted Caliche (Labor Only)	S.Y.	\$ 1.90	2,129.0	4,045.10	\$ 1.90	2,129.0	4,045.10	0	0	-	2129	2129	4,045.10	-	-	-	-	-	4,045.10	0.0	0.0
4		Tensar TX 5 TriAx Geogrid	S.Y.	\$ 3.20	26,901.0	86,083.20	\$ 3.20	26,901.0	86,083.20	13816	13816	44,211.20	7184	21000	22,988.80	-	-	-	-	-	67,200.00	5,901.0	18,883.2
5		Excavate, Treat and Rework Existing Road Section to Achieve Finished Base	S.Y.	\$ 3.35	22,979.0	76,979.65	\$ 3.35	22,979.0	76,979.65	14815.00	14815	49,630.25	8185	23000	27,419.75	-	-	-	-	-	77,050.00	-21.0	-70.35
6		Traffic Control	L.S.	\$ 6,500.00	1.0	6,500.00	\$ 6,500.00	1.0	6,500.00	0.67	0.67	4,355.00	0.33	1	2,145.00	-	-	-	-	-	6,500.00	0.00	0.0
7		Permanent Pavement Markings including but not limited to Thermo Plastic 4" Yellow Solid and Center Lines, 4" White Edge Line, 24" White Stop Line and Type II/AA Raise Pavement Markers	L.S.	\$ 18,800.00	1.0	18,800.00	\$ 18,800.00	1.0	18,800.00	0	0	-	1	1	18,800.00	-	-	-	-	-	18,800.00	0.00	0.0
1		C.O. #1 Additional Work S. of Sioux Rd	LS	\$ 23,567.59	0.0	\$23,567.59	\$ 23,567.59	1.0	23,567.59				1	1	23,567.59						23,567.59	0.00	0.0
Total Roadway						308,879.69			308,879.69			149,314.90			126,227.79						275,542.69	14,244.0	33,335.9
Material On Hand																							
1		Tensar TX 5 TriAx Geogrid	L.S.	\$ 9,503.20	1.0	9,503.20							1	1	9,503.20	-	-	-	-	-	9,503.20	0.0	0.0
Total Drainage						9,503.20			-						9,503.20						9,503.20		
TOTAL BASE AMOUNTS:						318,382.89			308,879.69			149,314.90			135,730.99						285,045.89	0.0	0.0

Sam Vaughn
 Print Name
 Signature
 7-25-2011
 Date

MISSION PAVING COMPANY, INC.

The Finest in Asphalt and Concrete Paving

STREETS : SUBDIVISIONS : PARKING LOTS : TRAILER PARKS : INDUSTRIAL AREAS

P.O. BOX 949
MISSION, TEXAS 78573-0949

TELEPHONE (956) 585-4811
VALLEY WIDE 1-800-585-4811
FAX (956) 585-1616

Hidalgo County
2802 S. Business 281
Edinburg, Texas 78539
Tower Road Phase II Road & Drainage Improvements
Bid Number: 2010-363-11-24-MSS

July 25, 2011

RE: Material on Hand

To Whom It May Concern,

Please review the attached invoice information for Tensar TriAx TX5 geogrid material for the above mentioned project. There are 10 rolls left in storage.

The remaining material on hand located at 602 Los Ebanos Road in Mission, Texas will be returned to Hidalgo County prior to final invoicing and to the location requested by Hidalgo County.

Please call if you have any questions.

Thank you,



Sam Vaughn, Sales Representative
Mission Paving Company, Inc.

PARTIAL/FINAL WAIVER OF LIEN

THE STATE OF TEXAS

COUNTY OF Hidalgo

The undersigned contracted with Mission Paving Company, Inc.
to furnish labor, equipment and materials for striping
in connection with certain improvements to real property located in Hidalgo
County, Texas, and owned by Hidalgo County
Which improvements are described as follows:

Tower Road Phase II Road Drainage Improvements
Project No: 2010-363-11-24-MSS

In consideration of Pay Estimate No 2 in the amount of Eighteen thousand four hundred eighty dollars and zero cents DOLLAR(\$ 18,480.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged and confessed, the undersigned does hereby waive and release any mechanic's lien or materialmen's lien or claims of lien that the undersigned has or hereafter has on the above mentioned real property on account of any labor performed or materials furnished or to be furnished or labor performed and materials furnished by the undersigned pursuant to the above-mentioned contract or any constitutional lien that the undersigned may have.

Undersigned hereby guarantees that all bids for labor performed and/or materials furnished in the erection and construction of such improvements on the Property have been fully paid and satisfied and Undersigned does further guarantee that if for any reason a lien or liens are filed for material or labor against said Property arising out of any bills for material or labor in connection with the erection or construction of said improvements thereon, Undersigned will obtain a settlement of such lien or liens and a proper release thereof shall be obtained.

This release only becomes effective when the check, properly endorsed, has cleared the bank

Initials C.V.

Pavement Markings, Inc.
SUPPLIER

BY: [Signature] Vice Pres
TITLE

SWORN TO AND SUBSCRIBED BEFORE ME, on this the 28th day of July, 2011 to certify which witness my hand and seal of office.

[Signature]
NOTARY PUBLIC in and for the State of Texas

My Commission Expires: 09/02/2012



Exhibit E-1

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PARTIAL WAIVER OF LIEN

TO WHOM IT MAY CONCERN:

For and in consideration of the receipt of \$2474.24, Chemical Lime, Ltd. does hereby waive and relinquish any and all claims and rights of lien to the extent of the amount hereon the work, labor, materials, machinery or other goods, equipment or services done, performed or furnished as billed on invoice(s) 1111421244 billed for the job of Mission Paving Company, Inc – Contractor located at the site hereinafter described to wit: Hidalgo County, Tower Road Phase II Road & Drainage Improvements Project no# 2010-363-11-24-MSS.

Provided further, this release shall not become effective *until* all checks given as part of the consideration hereof, shall have been honored and paid in full.

In witness wherefore, the undersigned has caused these present to be duly executed this 26 day of July, 2011.

CHEMICAL LIME, LTD.

By: Maggie Rossell Credit Specialist
Maggie Rossell, Credit Specialist

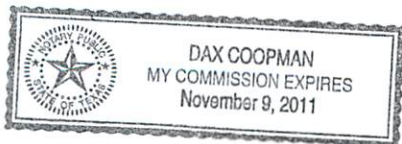
State of Texas
County of Tarrant

On this 26 day of July, 2011 before me, the undersigned, a Notary Public in and for said State, personally appeared the individual who signed the foregoing Partial Waiver of Lien, being personally known to me, and acknowledged that he or she executed the foregoing instrument for the uses, purposes, and consideration therein expressed, and that the execution of the instrument was the free and voluntary act and deed of the Seller named. In witness whereof, I have hereto set my hand and affixed my official seal the day and year last above written.

[Signature]

Notary Public, in and for the State of Texas

My commission expires: _____



~~PARTIAL~~ FINAL WAIVER OF LIEN

THE STATE OF TEXAS

COUNTY OF Hidalgo

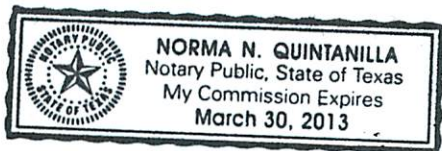
The undersigned contracted with Hidalgo County
to furnish Paving & Drainage Improvements
in connection with certain improvements to real property located in Hidalgo
County, Texas, and owned by Hidalgo County
Which improvements are described as follows:

Tower Rd Phase II Road & Drainage Improvements

In consideration of Pay Estimate No 2 in the amount of Eighty-four thousand five hundred twenty-five dollars and twenty-two cents DOLLAR(\$ 84,525.22) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged and confessed, the undersigned does hereby waive and release any mechanic's lien or materialmen's lien or claims of lien that the undersigned has or hereafter has on the above mentioned real property on account of any labor performed or materials furnished or to be furnished or labor performed and materials furnished by the undersigned pursuant to the above-mentioned contract or any constitutional lien that the undersigned may have.

Undersigned hereby guarantees that all bids for labor performed and/or materials furnished in the erection and construction of such improvements on the Property have been fully paid and satisfied and Undersigned does further guarantee that if for any reason a lien or liens are filed for material or labor against said Property arising out of any bills for material or labor in connection with the erection or construction of said improvements thereon, Undersigned will obtain a settlement of such lien or liens and a proper release thereof shall be obtained.

Mission Paving Co., Inc.
SUPPLIER



BY: Metala T. Chapa Tras/Ast Sec.
TITLE

SWORN TO AND SUBSCRIBED BEFORE ME, on this the 25th day of July, 2011 to certify which witness my hand and seal of office.

Norma N. Quintanilla
NOTARY PUBLIC in and for the State of Texas

My Commission Expires: 3/30/13

NORMA N. QUINLAN
Notary Public State of Texas
My Commission Expires
March 30, 2013

