

## APPLICATION FOR PAYMENT NO. 3 (Retainage Release)

To: HIDALGO COUNTY (OWNER)  
 From: O.G. CONSTRUCTION CO., LLC (CONTRACTOR)  
 Contract: Hidalgo County Precinct No. 2 :LJ Lateral Drainage Improvements Phase II - Alamo Road Crossing  
 Project: LJ LATERAL DRAINAGE IMPROVEMENTS PHASE II - ALAMO ROAD CROSSING  
 Owner's Contract No.: C-10-360-12-13 Engineer's Project No.: 2010-360-11-24  
 For Work accomplished through the date of: Friday, September 30, 2011

1. Original Contract Price:	\$171,693.00
2. Net change by Change Order and Written Agreements(+or-):	-\$42,081.00
3. Current Contract Price (1 plus 2):	\$129,612.00
4. Total completed and stored to date:	\$129,612.00
5. Retainage (per Agreement):	
Penalties for construction delays	\$0.00
0% of completed Work:	\$0.00
0% of stored material	
Total Retainage:	\$0.00
6. Total completed and stored to date less retainage (4 minus 5)	\$129,612.00
7. Less previous Application for Payments:	\$116,650.80
8. AMOUNT DUE THIS APPLICATION (6 MINUS 7)	\$12,961.20

Accompanying Documentation:

PU # 654365  
L-1342-431-00-122-038-0-733  
 Req # 191098

**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 3 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.

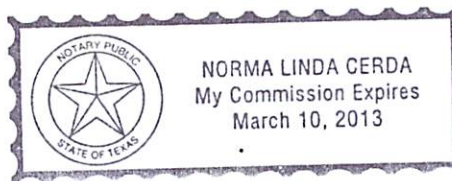
Date: 10/20/11

  
 \_\_\_\_\_  
 CONTRACTOR

State of Texas  
 County of Hidalgo  
 Subscribed and sworn to before me this 20th  
 day of Oct 2011

By: Omar F. Garcia

  
 \_\_\_\_\_  
 Notary Public  
 My Commission expires: 3-10-2013



Payment of the above AMOUNT DUE THIS APPLICATION is recommended.

Date: 10/24/11

HIDALGO COUNTY PLANNING DEPT.  
 \_\_\_\_\_  
 ENGINEER

By: 

Exhibit E-C

INVOICE RECEIVED BY: Jen ON 10/25/2011

GOODS/SERVICES RECEIVED BY: Alexander Salazar ON 10/25/2011

Estimate Quantity Update Worksheet

Date: 30-Sep-11

Colonia:  
 Roadway: ALAMO ROAD  
 Control:  
 Project No: 2010-360-11-24-MSS  
 County: HIDALGO  
 Est. No: 2

Contractor: O.G. CONSTRUCTION CO., LLC  
 Contract Price: \$171,693.00  
 Work Done this Mo.: \$0.00  
 % Complete: 75.49%

Date Began: 4/14/2011  
 Contract Time: 120  
 Time Charged: 120  
 % Time Used: 100.00%

Work Type: DRAINAGE

Limits:

From: 27-Jul-11  
 To: 31-Aug-11

ITEM NO.	DESCRIPTION	UNIT	PROJECT QTY	Unit Price	Project Amount	FIRST MONTH			SECOND MONTH			THIRD MONTH			BALANCE TO FINISH
						MONTHLY QUANTITY	QTY to Date	Item Cost (Monthly)	MONTHLY QUANTITY	QTY to Date	Item Cost (Monthly)	MONTHLY QUANTITY	QTY to Date	Item Cost (Monthly)	Quantity to Date
<b>(901) ADMINISTRATIVE</b>															
<b>(902) PRELIMINARY ENGINEERING</b>															
<b>(903) CONSTRUCTION ENGINEERING</b>															
<b>(904) RIGHT-OF-WAY</b>															
<b>BASE BID</b>															
1	5' X 4' REINFORCED CONCRETE BOX	LF	224.000	\$150.00	\$33,600.00	224.000	224.000	\$33,600.00		0	\$0.00		0	0.00	\$0.00
2	TYPE "C" INLET	EA	2.000	\$3,000.00	\$6,000.00	2.000	2.000	\$6,000.00		0	\$0.00		0	0.00	\$0.00
3	TRAFFIC CONTROL PLAN	LS	1.000	\$1,500.00	\$1,500.00	1.000	1.000	\$1,500.00		0	\$0.00		0	0.00	\$0.00
4	12" GRAVEL BEDDING FOR 5' X 4' RCB PER PLAN	LF	224.000	\$8.00	\$1,792.00	224.000	224.000	\$1,792.00		0	\$0.00		0	0.00	\$0.00
5	CEMENT STABILIZED BACKFILL AS PER PLAN	LF	224.000	\$25.00	\$5,600.00	224.000	224.000	\$5,600.00		0	\$0.00		0	0.00	\$0.00
6	TEMPORARY ASPHALT SECTION	LS	1.000	\$8,000.00	\$8,000.00	0.500	0.500	\$4,000.00		0	\$0.00		0	0.00	\$0.00
7	TRENCH PROTECTION	LF	224.000	\$10.00	\$2,240.00	224.000	224.000	\$2,240.00		0	\$0.00		0	0.00	\$4,000.00
8	3-1/2" HMAC TYPE "D" W/ PRIME COAT	SY	67.000	\$32.00	\$2,144.00	67.000	67.000	\$2,144.00		0	\$0.00		0	0.00	\$0.00
9	13" FLEXBASE	SY	67.000	\$22.00	\$1,474.00	67.000	67.000	\$1,474.00		0	\$0.00		0	0.00	\$0.00
10	4" YELLOW CENTER LINE, 4" WHITE EDGE LINE	LS	1.000	\$1,000.00	\$1,000.00	1.000	1.000	\$1,000.00		0	\$0.00		0	0.00	\$0.00
11	1-1/2" PLANING OF EXISTING ASPHALT SECTION	SY	156.000	\$30.00	\$4,680.00	156.000	156.000	\$4,680.00		0	\$0.00		0	0.00	\$0.00
<b>ALTERNATE #1 BID</b>															
1	48" RJ-RCP CL III	EA	88.000	\$110.00	\$9,680.00	80.000	80.000	\$8,800.00	8.000	88.000	\$880.00		0	0.00	\$0.00
2	GATE STRUCTURE AND APPUTANCES	EA	1.000	\$7,500.00	\$7,500.00	0.000	0	\$0.00	1.000	1.000	\$7,500.00		0	0.00	\$0.00
3	12" GRAVEL BEDDING FOR 48" RCP	EA	88.000	\$38.00	\$3,344.00	80.000	80.000	\$3,040.00	8.000	88.000	\$304.00		0	0.00	\$0.00
4	TRENCH PROTECTION	LF	88.000	\$10.00	\$880.00	80.000	80.000	\$800.00	8.000	88.000	\$80.00		0	0.00	\$0.00
5	REMOVE & REPLACE EXISTING IRRIGATION LINE	LF	40.000	\$95.00	\$3,800.00	40.000	40.000	\$3,800.00		0	\$0.00		0	0.00	\$0.00
<b>ALTERNATE #2 BID</b>															
1	48" RJ-RCP CL III	LF	513.000	\$70.00	\$35,910.00	176.000	176.000	\$12,320.00		0	\$0.00		0	0.00	\$23,590.00
2	30" RJ-RCP CL III	LF	30.000	\$40.00	\$1,200.00	30.000	30.000	\$1,200.00		0	\$0.00		0	0.00	\$0.00
3	5' X 2' REINFORCED CONCRETE BOX (14' - 16')	LF	30.000	\$200.00	\$6,000.00	30.000	30.000	\$6,000.00		0	\$0.00		0	0.00	\$0.00
4	JUNCTION BOX FOR 5' X 2' RCB	EA	2.000	\$6,000.00	\$12,000.00	2.000	2.000	\$12,000.00		0	\$0.00		0	0.00	\$0.00
5	12" GRAVEL BEDDING FOR 48" RCP & 5' X 2' BOX	LF	543.000	\$38.00	\$20,634.00	206.000	206.000	\$7,828.00		0	\$0.00		0	0.00	\$12,806.00
6	TRENCH PROTECTION	LF	543.000	\$5.00	\$2,715.00	206.000	206.000	\$1,030.00		0	\$0.00		0	0.00	\$1,685.00
CHANGE ORDER DEDUCT						0.000	0	\$0.00		0	\$0.00		0	0.00	-\$42,081.00
Monthly Totals:								\$120,848.00			\$8,764.00			0.00	\$0.00
ADMINISTRATIVE (901)															
PRELIMINARY ENGINEERING (902)															
CONSTRUCTION ENGINEERING (903)															
RIGHT-OF-WAY (904)															
DRAINAGE:								\$120,848.00			\$8,764.00			0.00	
								\$0.00			\$0.00			0.00	

Total to Date

Drainage : \$129,612.00  
 \$0.00  
 Total \$129,612.00

Prepared and Checked By:

Signature:  
 Printed Name:



Date: 10/21/11



**CONTRACTOR'S AFFIDAVIT OF RELEASE OF LIENS**

**PROJECT:** LJ Lateral Drainage Improvements  
**OWNER:** Hidalgo County Precinct 2  
**CONTRACTOR:** O.G. Construction Co., LLC  
**ENGINEER:** Raul Sesin

**PROJECT NO.**  
C-10-360-12-13

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 liens, 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 a bond acceptable to the Owner for each exception.)

"NONE"

**CONTRACTOR**

By



Title *Managing Member*

Subscribed and sworn to before me this

*17<sup>th</sup>*

day of

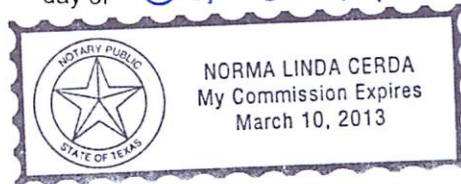
*04 2011*

Notary Public:



My Commission Expires:

*3-10-2013*



**CONTRACTOR'S AFFIDAVIT OF RELEASE OF LIENS**

**PROJECT:** LJ Lateral Drainage Improvements  
**OWNER:** Hidalgo County Precinct 2  
**CONTRACTOR:** O.G. Construction Co., LLC  
**ENGINEER:** Raul Sesin

**PROJECT NO.**  
C-10-360-12-13

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 liens, 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 a bond acceptable to the Owner for each exception.)

"NONE"

**CONTRACTOR**

By 

Title *Managing Member*

Subscribed and sworn to before me this *17<sup>th</sup>*

Notary Public: 

My Commission Expires: *3-10-2013*

