

APPLICATION FOR PAYMENT NO. 5 - RETAINAGE

To: Hidalgo County Precinct No. 2 (OWNER)
 From: Saenz Utility Contractors, Ltd. (CONTRACTOR)
 Contract:
 Project: Tower Road Phase I Improvements Project
 Owner's Contract No. C-11-044A-0628 Engineer's Project No. _____
 For Work accomplished through the date of: June 24, 2012

1. Original Contract Price:	\$ 265,812.97
2. Net change by Change Order and Written Agreements(+or-):	\$ (7,116.25)
3. Current Contract Price (1 plus 2):	\$ 258,696.72
4. Total completed and stored to date:	\$ 258,696.72
5. Retainage (per Agreement):	
Penalties for construction delays	
<u>10%</u> of completed Work: _____	
_____ of stored material _____	
Total Retainage:	\$ 0.00
6. Total completed and stored to date less retainage (4 minus 5)	\$ 258,696.72
7. Less previous Application for Payments:	\$ 232,827.05
8. Total Retainage Due	\$ 25,869.67
9. Less Liquidated Damages (Penalties for Construction Delays)	\$ 1,000.00
10. AMOUNT DUE THIS APPLICATION	\$ 24,869.67

Accompanying Documentation:

CONTRACTOR'S Certification:

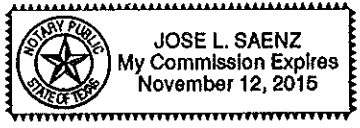
The undersigned CONTRACTOR certifies that (1) all previous progress payments received from OWNER on account of Work done under the Contract referred to above have been applied on account to discharge CONTRACTOR'S legitimate obligations incurred in connection with Work covered by prior Applications for Payment numbered 1 through 4 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 9/11/12

State of Texas
 County of HIDALGO
 Subscribed and sworn to before me this 11th
 day of September 2012

Saenz Utility Contractors
 CONTRACTOR
 By: Recho Saenz

Jose L. Saenz
 Notary Public
 My Commission expires: Nov. 12, 2015



Payment of the above AMOUNT DUE THIS APPLICATION is recommended.
 Date 09/11/12

HIDALGO Co. PLANNING DEPT.
 ENGINEER
 By: [Signature]