

FINAL

Estimate and Certification for Payment

PROJECT Fort Bend County Edgewood Bridge Replacement

OWNER Fort Bend County
Address: 1124 Blume Rd.
Rosenberg, Texas 77471

ATTN: Louis E. Hood, P.E.

Estimate No: FINAL
Invoice No: Pay 18
Start Date: 12-16-2009
Current Contract Completion Date: _____
Estimate Cut Off Date: _____
Date of Estimate: 4-30-2010

Initial Contract Time 90 days
Current Approved Extensions \pm 0 days
Previous Approved Extensions \pm 14 days
Total Contract Time 104 days
Spent Days 95 days
Days Remaining 9 days
Rain Days to Date 40 days

A. Contract Amount to Date:
1. Contract Price: _____
2. Approved Change Orders: 1 9,303.80
2 1,280.00
Total Changes to Date: _____ + or - 10,583.80
Total Contract Amount: 186,401.48
196,985.28

B. Earnings to Date:
1. Previous Work Completed: 10% Previous Earnings: \$ 168,013.16
2. Work Completed this Period: 10% Earnings This Period: \$ 28,972.17
3. Materials on Site: _____ \$ N/A
Total Earnings: \$ 196,985.28

C. Reductions:
1. Retainage: 10% of N/A
Total Payments Due: N/A
Less Previous Payments: \$ 168,013.16
Total Amount Due Contractor This Estimate: 28,972.12

The undersigned Contractor certifies that to the best of his knowledge, information, and belief that the Work has been completed in accordance with the Plans and Specifications and the current payment shown on this Application for Payment is now due.

Prepared By: [Signature]
Contractor: _____

Date: 4-30-2010

The foregoing estimate of work completed is true and correct to the best of my knowledge and belief.

Approved by: [Signature]
Project Representative: _____

Date: 5-18-2010

Approved by: [Signature]
Engineer: _____

Date: 5-18-2010



FORT BEND COUNTY
ENGINEERING DEPARTMENT

WAIVER AND RELEASE OF LIEN UPON PARTIAL/FINAL PAYMENT

TO OWNER: Fort Bend County
(Name, address) 309 S. 4th, Suite 355
Richmond, Texas 77469

PROJECT NO.: 09-103

PROJECT: Edgewood Drive Bridge Replacement
(Name, address)

CONTRACT DATED: 10-21-2009

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated above, the _____
(Insert name and address of Contractor)

Aranda Brothers Construction
4207 CASTLEDALE
Houston, TX 77093, Contractor,

The above designated Contractor, in consideration of the final payment and release of all retainage, hereby waives and releases its liens and right to claims or liens for labor, services, or materials furnished on the above referenced project.

IN WITNESS WHEREOF, the Contractor has hereunto set its hand on this date: 4-29-2010
(Insert in writing the month followed by the numeric date and year).

Aranda Brothers Construction
(Contractor)

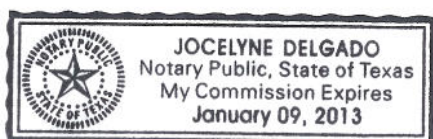
(Signature of authorized representative)

Armando Aranda Partner
(Printed name and title)

THE STATE OF TEXAS §
COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this day personally appeared before me Armando Aranda, Grantors, known to me to be the person(s) whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same for the expressed purposes and consideration.

This instrument was acknowledged before me on this the 29 day of April, 2010.



Jocelyne Delgado
Notary Public, State of Texas



FORT BEND COUNTY
ENGINEERING DEPARTMENT

CONSENT OF SURETY/FINAL PAYMENT

BOND NO.: 70811436

TO OWNER:
(Name, address)

Fort Bend County
309 S. 4th, Suite 355
Richmond, Texas 77469

PROJECT NO.:

PROJECT:
(Name, address)

CONSTRUCTION OF EDGEWOOD DRIVE BRIDGE OVER DRAINAGE
DITCH NO. 9502037

CONTRACT DATED:

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated
above, the
(Insert name and address of Surety)

WESTERN SURETY COMPANY
101 SOUTH PHILLIPS AVENUE
SIOUX FALLS, SD 57104

, Surety,

on bond of
(Insert name and address of Contractor)

ARANDA BROTHERS CONSTRUCTION
4207 CASTLEDALE
HOUSTON, TEXAS

, Contractor,

hereby approves the final payment to the Contractor, and agrees that final payment to the Contractor
shall not relieve the Surety of any of its obligations to
(Insert name and address of Owner)

COUNTY OF FORT BEND
4520 READING ROAD, STE A
ROSENBERG, TEXAS

, Owner,

as set forth in said Surety's bond.

IN WITNESS WHEREOF, the Surety has hereunto set its hand on this date: MAY 3, 2010
(Insert in writing the month followed by the numeric date and year).

WESTERN SURETY COMPANY

(Surety)

(Signature of authorized representative)

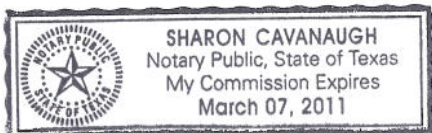
HARLAN J. BERGER, ATTORNEY-IN-FACT

(Printed name and title)

THE STATE OF TEXAS §
COUNTY OF HARRIS §

BEFORE ME, the undersigned authority, on this day personally appeared before me HARLAN J. BERGER
Grantors, known to me to be the person(s) whose names are subscribed to the foregoing instrument and
acknowledged to me that they executed the same for the expressed purposes and consideration.

This instrument was acknowledged before me on this the 3rd day of MAY, 2010.



Notary Public, State of Texas

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Cheryl R Colson, Donald E Woodard Jr, Andrew J Janda, Sue Kohler, Harlan J Berger, C W Adams Jr, Leland L Rauch, Sharon Cavanaugh, Michael Cole, Jo Ann Parker, Individually

of Houston, TX, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Senior Vice President and its corporate seal to be hereto affixed on this 2nd day of October, 2009.



WESTERN SURETY COMPANY

Paul T. Bruflat, Senior Vice President

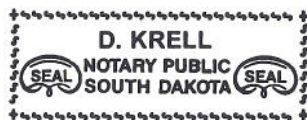
State of South Dakota
County of Minnehaha

} ss

On this 2nd day of October, 2009, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Senior Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires

November 30, 2012



D. Krell, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 3RD day of MAY, 2010.



WESTERN SURETY COMPANY

L. Nelson, Assistant Secretary

Authorizing By-Law

ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company.

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, and Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.