



Pay Estimate Form

Project Name:	Avenue E (17220x)
Project Number:	17220x
PO Number:	201084
Contractor:	DVL Enterprises, LLC
Pay Estimate Number:	CN-1/PA 2/17220x
Date of Estimate:	CreatedOn 09/03/2021 LastModifiedOn 09/27/2021
Estimate Dates:	From 07/29/2021 To 09/04/2021
Contract Dates:	06/30/2021 To 08/28/2021

	Total
Original Contract Time	60 Days
Extensions by Change Orders	Days
Total Contract Time	60 Days
Spent Days	67 Days
Days Remaining	-7 Days

	Up to Previous	Current	Total
1. Original Contract Amount			\$ 120,812.00
2. Net Change by Change Orders			\$ 0.00
3. Total Contract Amount			\$ 120,812.00
4. Total Earnings	\$ 100,475.02	\$ 20,268.50	\$ 120,743.52
5. Total Work Completed (%)	83.17%	16.78%	99.94%
6. Material on Hand (Payment)	\$ 0.00	\$ 0.00	\$ 0.00
7. Material on Hand (Recovery)	\$ 0.00	\$ 0.00	\$ 0.00
8. Total Earnings before Retainage (4+6-7)	\$ 100,475.02	\$ 20,268.50	\$ 120,743.52
9. Retainage at 5.00% of (8)	\$ 10,047.50	\$ 1,013.43	\$ 11,060.93
10. Retainage Release	\$ 0.00	\$ 5,023.75	\$ 5,023.75
11. Net After Retainage (8-9+10)	\$ 90,427.52	\$ 24,278.82	\$ 114,706.34
12. Adjustments (Liquidated Damages)	\$ 0.00	\$ 0.00	\$ 0.00
13. Payment Due (11-12)		\$ 24,278.82	

LAWSON

AGENDA

AFFIDAVIT OF BILLS PAID

STATE OF TEXAS
COUNTY OF Harris

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BEFORE ME, the undersigned authority, on this day personally appeared Daniel Lee, Managing Member of DVL Enterprises, LLC, and, upon oath, after first being duly sworn, deposed, and stated:

"My name is Daniel Lee, and I am the Managing Member of DVL Enterprises, LLC, hereinafter referred to in this affidavit as "Contractor." The facts set forth herein are within my personal knowledge and are true and correct, and I am competent and authorized to make this affidavit on behalf of Contractor.

Contractor has supplied labor, materials, equipment and/or services under a contract with Fort Bend County, ("Owner"), for work to be performed on that certain project known as 17220X, Avenue E from Promenade Blvd to Shady Dale Dr., (the "Project"), located at Avenue E in Fort Bend County. (the "Property").

Contractor has paid each and all its subcontractors, laborers, suppliers, vendors and materialmen in full for all labor, materials, equipment and/or services provided to it for incorporation in or use or work on the Project, which are included in its application for payment to Owner for the period ending 9/04/2021 (the "Pay Period"). Contractor acknowledges that Owner is relying on Contractor's statements and representations herein in making payment to Contractor.

Contractor hereby waives and releases any and all rights, claims and causes of action which Contractor may have against Owner and/or the owner of the Project, including any and all costs, expenses and damages incurred by Contractor, arising out of or related to all labor, materials, equipment and/or services furnished for incorporation in or use or work on the Project through the Pay Period.

The undersigned affiant agrees to indemnify Owner of and from any and all loss, cost or expense resulting from any false or incorrect information contained in this affidavit."

Contractor:

DVL Enterprises, LLC

By: [Signature]

[Signature of Affiant]

Printed Name: Daniel Lee

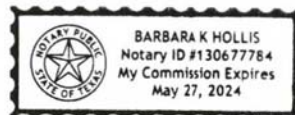
Title: owner

SUBSCRIBED AND SWORN TO before me on this 8th day of September, 2021, by Daniel Lee, owner [title] of DVL Enterprises, LLC Contractor], known to me or proved through photo identification.

Barbara K. Hollis

Notary Public in and for the State of Texas

My commission expires: May 27, 2024



CONSENT OF SURETY TO REDUCTION IN
OR PARTIAL RELEASE OF RETAINAGE
AIA Document G707A

OWNER ☐
ARCHITECT ☐
CONTRACTOR ☐
SURETY ☐
OTHER ☐

Electronic Format

Bond No. [REDACTED]

TO OWNER:

Fort Bend County
301 Jackson, Suite 201
Richmond, TX 77469

ARCHITECT'S PROJECT NO.:

CONTRACT FOR: General Construction

PROJECT:

CONTRACT DATED:

Bid 21-080 Construction of Avenue E from Promenade Boulevard to Shady Dale Drive for Fort Bend County
Mobility Bond Project No. 17220X

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated above, the

Atlantic Specialty Insurance Company
605 Highway 169 North, Suite 800

Plymouth, MN 55441

on bond of

DVL Enterprises, LLC

1525 Lakeville Drive, Suite 231

Kingwood, TX 77339

hereby approves the reduction in or partial release of retainage to the Contractor as follows:

Reduction in Retainage from 10% to 5%

The Surety agrees that such reduction in or partial release of retainage to the Contractor shall not relieve the Surety of any of its obligations to

Fort Bend County
301 Jackson, Suite 201

Richmond, TX 77469

as set forth in said Surety's bond.

, SURETY,

, OWNER,

IN WITNESS WHEREOF, the Surety has hereunto set its hand on this date: September 24, 2021
(Insert in writing the month followed by the numeric date and year.)

Atlantic Specialty Insurance Company
(Surety)

By: 

(Signature of authorized representative)



Attest:

(Seal): 
Hannah Montagne

Michele M Bonnin, Attorney-in-Fact
(Printed name and title)



Power of Attorney

Surety Bond No: [REDACTED]

Principal: DVL Enterprises, LLC
Obligee: Fort Bend County

KNOW ALL MEN BY THESE PRESENTS, that ATLANTIC SPECIALTY INSURANCE COMPANY, a New York corporation with its principal office in Plymouth, Minnesota, does hereby constitute and appoint: Michele M. Bonnin, each individually if there be more than one named, its true and lawful Attorney-in-Fact, to make, execute, seal and deliver, for and on its behalf as surety, any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, provided that no bond or undertaking executed under this authority shall exceed in amount the sum of: sixty million dollars (\$60,000,000) and the execution of such bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof in pursuance of these presents, shall be as binding upon said Company as if they had been fully signed by an authorized officer of the Company and sealed with the Company seal. This Power of Attorney is made and executed by authority of the following resolutions adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the President, any Senior Vice President or Vice-President (each an "Authorized Officer") may execute for and in behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and affix the seal of the Company thereto; and that the Authorized Officer may appoint and authorize an Attorney-in-Fact to execute on behalf of the Company any and all such instruments and to affix the Company seal thereto; and that the Authorized Officer may at any time remove any such Attorney-in-Fact and revoke all power and authority given to any such Attorney-in-Fact.

Resolved: That the Attorney-in-Fact may be given full power and authority to execute for and in the name and on behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and any such instrument executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed and sealed by an Authorized Officer and, further, the Attorney-in-Fact is hereby authorized to verify any affidavit required to be attached to bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof.

This power of attorney is signed and sealed by facsimile under the authority of the following Resolution adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the signature of an Authorized Officer, the signature of the Secretary or the Assistant Secretary, and the Company seal may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing an Attorney-in-Fact for purposes only of executing and sealing any bond, undertaking, recognizance or other written obligation in the nature thereof, and any such signature and seal where so used, being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

IN WITNESS WHEREOF, ATLANTIC SPECIALTY INSURANCE COMPANY has caused these presents to be signed by an Authorized Officer and the seal of the Company to be affixed this fifth day of March, 2020.

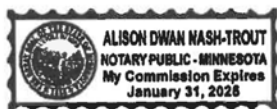


STATE OF MINNESOTA
HENNEPIN COUNTY

By


Paul J. Brehm, Senior Vice President

On this fifth day of March, 2020, before me personally came Paul J. Brehm, Senior Vice President of ATLANTIC SPECIALTY INSURANCE COMPANY, to me personally known to be the individual and officer described in and who executed the preceding instrument, and he acknowledged the execution of the same, and being by me duly sworn, that he is the said officer of the Company aforesaid, and that the seal affixed to the preceding instrument is the seal of said Company and that the said seal and the signature as such officer was duly affixed and subscribed to the said instrument by the authority and at the direction of the Company.




Notary Public

I, the undersigned, Assistant Secretary of ATLANTIC SPECIALTY INSURANCE COMPANY, a New York Corporation, do hereby certify that the foregoing power of attorney is in full force and has not been revoked, and the resolutions set forth above are now in force.

Signed and sealed. Dated 24th day of September, 2021.




Christopher V. Jerry, Secretary