

**APPLICATION FOR PAYMENT**

**PROJECT:** Lexington Pedestrian / Bike Trail

**ENGINEER:** Miller & Associates, Consulting Engineers, P.C.

**ENGINEER'S PROJECT NO.** 127-E1-006

**TO: (OWNER)** City of Lexington  
P.O. Box 70  
Lexington, NE 68850

**CONTRACTOR:** Cement Products, Inc.

**CONTRACT FOR:** LEXINGTON BIKE/HIKE TRAIL

**ATTN:** Joe Pepplitsch

**APPLICATION DATE:** 9/16/08

**APPLICATION NO.:** 5

**FOR WORK ACCOMPLISHED THROUGH THE DATE OF:** 9/16/08

**CHANGE ORDER SUMMARY:**

Continuation sheets are attached.

Change orders approved in previous month by Owner.

Application is made for payment, as shown below in connection with the Contract.

The present status of the account is as follows:

ORIGINAL CONTRACT PRICE..... 630,410.00

Net Change by Change Orders

& Written Amendments..... \$ 0.00

CURRENT CONTRACT PRICE..... \$ 630,410-00

TOTAL COMPLETED & STORED TO DATE..... 303,140.75

LESS RETAINAGE : 10% ..... \$ 30,314-08

TOTAL COMPLETED & STORED TO DATE

LESS RETAINAGE..... 272,826-67

LESS PREVIOUS APPLICATION FOR

PAYMENTS..... \$ 195,999-08

AMOUNT DUE THIS APPLICATION..... \$ 76,827-59

CO #	DATE	ADDITIONS	DEDUCTIONS
<b>TOTAL</b>		0.00	0.00
<b>NET CHANGE</b>		0.00	

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 to discharge CONTRACTOR'S legitimate obligations incurred in connection with Work covered by prior Applications for Payment numbered \_\_\_ to \_\_\_ 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 Payment is in accordance with the Contract Documents and not defective.

Payment of the above AMOUNT DUE THIS APPLICATION is recommended.

**CONTRACTOR:** CEMENT PRODUCTS, INC.

By: Barrett Herbert

Date: 9/16/08

Attested by: Joy Deffen

Date: 9-16-08

**ENGINEER:** MILLER & ASSOCIATES

BY: [Signature]

Owner  
Contractor  
Engineer  
NDOR Repr.

**OWNER:** CITY OF LEXINGTON

BY: \_\_\_\_\_

