

Public Building Commission of Chicago Contractor Payment Information

Project: Esmond Elementary School Annex

Contract Number: C1588

General Contractor: FH Paschen SN Nielsen and Assoc

Payment Application: #7

Amount Paid: \$ 554,241.44

Date of Payment to General Contractor: 12/12/18

The posting of all or any portion of a contractor's payment application on the PBC's website is done solely for the purpose of providing information to subcontractors with respect the amount the contractor has requested as payment for its subcontractors on the posted portion of the payment application. The posting of this information is provided for in the PBC's Standard Terms and Conditions for Construction Contracts Section 16.09 entitled, Prompt Payment to Subcontractors. The PBC makes no representations or warranties with respect to any of the information provided by contractors on the contractors' payment applications. If you are a subcontractor, and have any questions regarding the information on a posted payment application, you should contact the general contractor.

PUBLIC BUILDING COMMISSION OF CHICAGO EXHIBIT S CERTIFICATE OF ARCHITECT - ENGINEER

DATE:	10/11/2018				
PROJECT:	Esmond Elementary Anne	x & Rennovations		=	
Pay Application For the Period Contract No.:	d: 9/2/2018	to10/1/2018	_		
Bonds issued to said Resolution	n), I hereby certify to the Commis	ion of Chicago for the financing ission and to its Trustee, that:	of this project (and a	Il terms used herein shall have the sa	
	Construction Account and has No amount hereby approved for 90% of current estimates appro	s not been paid; and for payment upon any contract v	vill, when added to all er until the aggregate	nd that each item thereof is a proper amounts previously paid upon such amount of payments withheld equals	contract, exceed
THE CONTRA	ACTOR: F.H. Pase	schen, S.N. Nielsen & Asso	ciates LLC		
FOR: Esm	nond Elementary Annex & R	Rennovations			
1		Is now entitled	I to the sum of:	\$	554,241.44
ORIGINAL CO	ONTRACTOR PRICE	\$12,265,000.0	0		
ADDITIONS		\$0.0	0_		
DEDUCTIONS	s	\$0.0	0_		
NET ADDITIO	N OR DEDUCTION	\$0.0	0		
ADJUSTED C	CONTRACT PRICE	\$12,265,000.0	0_		
TOTAL AMOU	INTEADNED				04.545.405.04
TOTAL AMOU	JNI EARNED			=====================================	\$4,515,165.64
TOTAL RETE	NTION erve Withheld @ 10% of Tota	ol Amount Formed			\$451,516.57
but N	Not to Exceed 5% of Contract s and Other Withholding		\$451,516.57 \$ -	-	
c) Liqui	idated Damages Withheld		\$ -	3	
TOTAL PAID	TO DATE (Include this Payr	ment)			\$4,063,649.07
LESS: AMOU	NT PREVIOUSLY PAID				\$3,509,407.63
AMOUNT DU	E THIS PAYMENT				\$554,241.44
Architect Eng	jineer:				
signature date	9		P	A FHP PA007 20181011 02 07	13

PUBLIC BUILDING COMMISSION OF CHICAGO

EXHIBIT A CONTRACTOR'S SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT (1 of)

Project Name: Esmond Elementary Annex & Rennovations PBC Project #: C1588 Job Location: 1865 W. Montvale Ave. Chicago, IL 60643

Contractor: F.H. Paschen, S.N. Nielsen & Associates LLC

Period To:

10/1/2018

Owner: Public Building Commission of Chicago STATE OF ILLINOIS] SS COUNTY OF COOK ;

APPLICATION FOR PAYMENT # Seven (7)

The affiant, being first duly sworm on oath, deposes and says that he/she is Vice President, of F.H. Paschen, S.N. Nielsen & Associates LLC, an Illinois corporation, and duly authorized to make this Affidavit in behalf of said corporation, and individually; that he/she is well acquainted with the facts herein set forth and that said corporation is the Contractor with the PUBLIC BUILDING COMMISSION OF CHICAGO, Owner, under Contract No. C1576 dated the 13th day of July, 2016, for the following project:

Esmond Elementary Annex & Rennovations PBC Contract No #C1588 FH Paschen Job #2108 1885 W. Montvale Ave, Chicago, IL 60643

that the following statements are made for the purpose of procuring a partial payment of

554,241.44 under the terms of said Contract;

That the work for which payment is requested has been completed, free and clear of any and all claims, liens, charges, and expenses of any kind or nature whatsoever, and in full compliance with the contract documents and the requirements of said owner under them. That for the purposes of said contract, the following persons have been contracted with, and have furnished or prepared materials, equipment, supplies, and services for, and having done labor on said improvement. That the respective amounts set forth opposite their names is the full amount of money due and to become due to each of them respectively. That this statement is a full, true, and complete statement of all such persons and of the full amount now due and the amount heretofore paid to each of them fo such labor, materials, equipment, supplies, and services, furnished or prepared by each of them to or on account of said work, as stated.

								War	rk Completed					
Item # or CSI corresponds to SOV	Subcontractor Name	Type of Work	Original contract amount	PBC Change Orders	GC Change Orders	Adjusted Contract Amount	% Complete	Previous	Current	Total to date	Retainage	Net previous billed	Net amount due	Remaining to bill
10	FHP/SNN	General Conditions	\$ 995,587.00	5 .	\$ (70.764.98)	5 924 822 04	35%	\$ 280,493.53	\$ 62,350.04	\$ 322,843 57	\$ 42,859 55	s 223,868 98	\$ 56,115.04	\$ 644,838.02
20	FHPISNN	OH&P	\$ 245,300.00	5	\$ (900.00)	5 244,400.00	38%	\$ 78,208.00	\$ 14,664.00	\$ 92,872.00	\$ 9,287.20	s 70,387.20	\$ 13,197.60	\$ 160,815.20
30	FHP/SNN	Bond / Insurance	\$ 182,495.00	s =	s -	\$ 182,495.00	100%	\$ 182,495.00	\$	\$ 182,495.00	\$ 18.249.50	\$ 164.245.50	s vac	\$ 18,249.50
40	FHP/SNN	Mobilization	\$ 125,000.00	\$.	\$	\$ 125,000.00	100%	\$ 125,000.00	s =	\$ 125,000.00	\$ 12,500.00	\$ 112,500.00	s &	\$ 12,500.00
90	Terra Services, Inc.	Selective Demo	\$ 63,485.00	s .	\$.	\$ 63,485.00	5%	\$ 3,424.25	\$ -	\$ 3,424.25	\$ 342.43	\$ 3,081.82	s .	\$ 60,403.18
100	Rush Services	Enviro Abatement	\$ 116,600.00	5	5 -	\$ 116,800.00	50%	\$ 58,400.00	5 -	\$ 58,400.00	\$ 5,840.00	\$ 52,580.00	\$.	\$ 64,240.00
110	Aloine Demolilion	Building Dema	\$ 190,000.00	\$	\$	\$ 190,000.00	0%	\$	\$	\$	5	\$	s	\$ 190,000.00
140-170	Paul Herrerra	Site Concrete	\$ 253,493.00	\$.	\$	\$ 253,493.00	0%	5 -	s -	s =	\$	\$	5. 74.	\$ 253,493.00
190-270, 780, 1150	FHP/SNN	Concrete/Damproofin g	\$ 478,500.00	\$.	\$ (23,500.00)	\$ 455,000 00	90%	\$ 410,000.00	s -	\$ 410,000.00	\$ 41,000.00	\$ 369,000.00	\$ 340	\$ 86,000.00
300	Clausen Structures, Inc.	Concrete Reinforcement	\$ 20,000 00	s -	\$ 20,520,00	\$ 40,520.00	49%	\$ 20,000 00	\$ -	5 20,000.00	s -	\$ 20,000.00	\$	\$ 20,520,00
340-410	Sandsmith Masonry	Masonry	S 780,000 00	S	S	\$ 780,000.00	98%	\$ 746,400,00	\$ 20,160.00	\$ 766,560.00	\$ 76,656.00	\$ 671,760.00	\$ 18,144.00	\$ 90,096.00
450-500	Garth Masonry	Masonry	5 565,000,00	s =	\$ 879.15	\$ 565,879.15	38%	\$ 192,000.00	\$ 22,222.78	\$ 214,222,78	5 21,422.28	\$ 172,800.00	\$ 20,000.50	\$ 373,078.85
540, 560, 570	Vegter Steel Fab	Furnish Steel	\$ 319,000.00	\$	\$ 900.00	\$ 319,900.00	77%	\$ 244.900.00	5 -	\$ 244,900.00	\$ 24,490.00	\$ 220,410.00	s -	\$ 99 490 00
550, 580	Schmidt Steel	Erect Steel	\$ 234,900,00	\$	\$.	\$ 234,900.00	93%	\$ 211,410.00	\$ 7,537.00	\$ 218,947,00	\$ 21,894.70	\$ 190 269 00	\$ 6,783.30	3 37 847 70
620-680	JADE Carpentry	Rough Carpentry	\$ 79,800.00	5 -	\$ 62,200.00	\$ 142,000.00	12%	5 +	\$ 16,450.00	\$ 16,450.00	5 1,645.00	S .	\$ 14.805.00	\$ 127,195.00
710-740	Unlet	Arch Woodwork	\$ 300,000.00	5	s S	\$ 300,000.00	0%	5	s =	5	5 -	5	s -	\$ 300,000.00
780 & 820	Pine Waterproofing	Sheet Waterproofing	\$ 4,500.00	s =	\$ 4,500,00	\$ 9,000.00	100%	\$ 9,000.00	5	\$ 9,000.00	\$ 900.00	\$ 8,100.00	\$ /6	\$ 900.00
860-890	American National	Spray Insulation	\$ 7,900.00	s -	\$ (210.00)	\$ 7,690.00	100%	5	\$ 7,690.00	\$ 7,690.00	\$ 769.00	5	\$ 6,921.00	5 769.00
920-940	Bofo Wateroroofing	Air & Vapor Barrier / Joint Sealants	\$ 57,000.00	5	\$ (7,000.00)	\$ 50,000.00	57%	\$ 2,850.00	\$ 25,650.00	\$ 28,500.00	\$ 2,850.00	\$ 2,565.00	\$ 23.085.00	\$ 24,350.00
970-1010	F&G Roofing	Roofing	\$ 380,000.00	5 .	\$ 9,680.00	\$ 389,680,00	36%	\$ 86,000.00	\$ 55,600,00	\$ 141,600.00	\$ 14,160.00	\$ 77,400.00	\$ 50,040,00	\$ 262 240 00
1060	Wilkin Insulation Co	Cementitous Firepropling	\$ 20,000.00	8 .	\$ 6,955.81	\$ 26,955.81	92%	\$ 24,755.81	5 4	\$ 24,755.81	\$ 2,475.58	\$ 22 280 23	\$ (0.00)	\$ 4,675.58
1100	See Bofa	Joint Sealants	\$ 5,600.00	5 2	\$ (5,600,00)	\$	#DIV/0!	\$		g	9	2		
1190-1230	Chicago Doorways	Doors, Frames, Hardware	\$ 67,200.00	,	\$	\$ 67,200.00	7%	\$ 4,752.00		\$ 4,752.00		\$ 4,752.00		\$ 62,448.00
1260-1320	Alumital Corp	Aluminum Storefront	\$ 326,000,00	s	S	\$ 326,000,00	3%	\$ 10,000.00		s 10,000.00	\$ 1,000.00	5 9,000.00		\$ 317,000.00
1350	Unlet	Furnish Wall Panels	\$ 19.500 00	\$	•	\$ 19,500.00	0%	. 10,000,00		\$ 10,000.00	. 1,400.00	5 2,000,00		\$ 19,500.00
1360	US Architecutral Glass & Metal	Install Wall Panels	\$ 45,265,00		\$ 3,200.00	\$ 48,465.00	0%							\$ 48,465.00
1400-1530	Chakra, Inc.	Drywall Assemblies	\$ 608 535 00			\$ 608 535 00	53%	\$ 153.535.00	\$ 171,000.00	\$ 324,535.00	\$ 32,453.50	\$ 138 181 50	\$ 153,900,00	\$ 316,453.50
1570-1650	Just Rite Acoustics,	Acoustical	\$ 112,000.00			\$ 112,000.00	0%		. 111,000.00	c 224,030/20	g 32,433.30	e 135 151.30	e 133,900,00	\$ 112,000.00
1680-1750	QC Enterprises	Flooring	\$ 230,100.00			\$ 230,100,00	18%	\$ 41,036,15		\$ 41,036.15	\$ 4,103.62	\$ 36,932.53		Ph.c
1790-1820	Unlet	Painting	\$ 44,500,00			\$ 44,500.00	0%	41,036,13		\$ 41,036.13	a 4,103.82	3 30,332 33		193 167 47
1850-1870	Unlet		\$ 20,000,00		3									\$ 44.500.00
1900		Epoxy Flooring Visual Display Boards			700.00	\$ 20,000.00	0%							\$ 20,000.00
1940	CorPro Screentech	254	\$ 5,000.00		\$ 726.00	\$ 5,726.00	0%			3 .	3	3		\$ 5,726.00
	Commercial	Signage Yellah Company	\$ 4,597.00			\$ 4,597,00	0%					2		\$ 4,597.00
1980-1990	Specialties	Toilet Compartments Fire Protection	\$ 11,700.00	•	3	\$ 11,700.00	0%	5	3	\$	S	\$	\$.	\$ 11,700 00
2030	Unlet The Larson	Specialties	\$ 1,500.00			\$ 1,500.00	0%	3	3	3	3	5	3	5 1,500.00
2070-2090	Equipment Co	Metal Lockers Food Service	\$ 32,000 00	S	\$ 6,000.00	\$ 38,000 00	0%	\$.	\$		\$	5	\$	\$ 38,000.00
2130-2140	Stafford-Smith NuToys Leisure	Equipment Furnish Playground	\$ 245,289.00	\$	S	\$ 245,289.00	1%	\$ 3,644.50	5 4	\$ 3,644.50	\$ 364.45	\$ 3.280.05	\$	\$ 242 008 95
2180	Products_Inc	Equipment	\$ 80,000.00	5	\$ 4,795.00	\$ 84,795.00	0%	5	\$	1	\$	5	5 .	\$ 84,795.00
2200	Evergreen	Waste Compactor	5 33,991.00	\$.	5	\$ 33,991.00	0%	s .	5	\$ -	\$	\$	\$	\$ 33,991.00
2240-2250	Harry J Kloeppel &	Window Shades	\$ 8,500.00	5	5 (2 900 00)		0%	\$	5	\$	\$	\$	S	\$ 5,600.00
2290	Associats	Wood Lab Casework	\$ 30,000.00	5	\$ (23,270.00)	5 6,730 00	0%	\$ =	\$ 2	\$ 10	5	\$	\$ 4	\$ 6,730.00
2330	Unlet	Entrance Floor Mats	\$ 2,000 00		S -	\$ 2,000.00	0%	\$ =	\$ 8	\$	\$	\$	S	\$ 2,000.00
2370	Unlet	Site Furnishing	\$ 4,000.00	\$ -	3 -	\$ 4,000,00	0%	5 -	\$.	s .	5 .	5	s ,	\$ 4,000.00
2400-2410	Smart Elevators Chicago Fire	Elevators	\$ 162,000.00	5 -	5 -	\$ 162,000,00	50%	\$ 81,000.00	5 .	\$ 81,000.00	5	\$ 81,000.00	\$.	\$ 81,000.00
2450-2530	Protection	Fire Suppression	\$ 105,000.00	\$.	\$.	\$ 105,000.00	38%	\$ 24,125.00	5 16,125.00	\$ 40,250.00	\$ 4,025.00	\$ 21,712.50	\$ 14,512.50	\$ 68,775.00
2560-2770		Plumbing	\$ 378,000.00	\$ 6	\$	\$ 378,000.00	38%				\$ 14,355.00	\$ 112,657.50		\$ 248,805.00
	SUBTOTAL PAGE C	NE	\$ 8,001,037.00	\$.	\$ (13,789.00)	\$ 7,987,248.00	44%	\$ 3,098,604.24	\$ 437,823.82	\$3,536,428.06	\$ 353,842,81	\$ 2,788,743.81	\$ 394,041,44	\$ 4,804,462.75

PUBLIC BUILDING COMMISSION OF CHICAGO

EXHIBIT A CONTRACTOR'S SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT (1 of)

Project Name: Esmond Elementary Annex & Rennovations PBC Project #: C1588

Contractor: F.H. Paschen, S.N. Nielsen & Associates LLC

5

Period To:

10/1/2018

Job Location: 1865 W. Montvale Ave, Chicago, IL 60643

Owner: Public Building Commission of Chicago

APPLICATION FOR PAYMENT # Seven (7)

The affiant, being first duly sworn on oath, deposes and says that he/she is Vice President, of F.H. Paschen, S.N. Nielsen & Associates LLC, an Illinois corporation, and duly authorized to make this Affidavit in behalf of said corporation, and individually; that he/she is well acquainted with the facts herein set forth and that said corporation is the Contractor with the PUBLIC BUILDING COMMISSION OF CHICAGO, Owner, under Contract No. C1576 dated the 13th day of July, 2016, for the following project:

Esmond Elementary Annex & Rennovations PBC Contract No #C1586 FH Paschen Job #2108 1865 W. Montvale Ave, Chicago, IL 60643

that the following statements are made for the purpose of procuring a partial payment of

554,241.44 under the terms of said Contract;

That the work for which payment is requested has been completed, free and clear of any and all claims, liens, charges, and expenses of any kind or nature whatsoever, and in full compliance with the contract documents and the requirements of said Owner under them. That for the purposes of said contract, the following persons have been contracted with, and have furnished or prepared materials, equipment, supplies, and services for, and having done labor on said improvement. That the respective amounts set forth opposite their names is the full amount of more due to each of them respectively. That this statement is a full, true, and complete statement of all such persons and of the full amount now due and the amount heretofore paid to each of them for such labor, materials, equipment, supplies, and services, furnished or prepared by each of them to on account of said work, as stated.

									rk Completed		-			
Item # or CSI corresponds to SOV	Subcontractor Name	Type of Work	Original contract amount	PBC Change Orders	GC Change Orders	Adjusted Contract Amount	% Complete	Previous	Current	Total to date	Retainage	Net previous billed	Net amount due	Remaining to b
2800-3250	Blackhawk HVAC	HVAC	\$ 865,000.00	5 -	\$.	s 865,000.00	30%	\$ 144,000.00	\$ 113,500,00	\$ 257 500 00	\$ 25,750.00	\$ 129,600 00	\$ 102,150.00	\$ 633,250
3280-3650	Taff Construction Roy Zenere Trucking	Electrical	5 859.852.00	\$ -	\$ 3,498 00	\$ 863,350.00	38%	\$ 265,726.83	5 84,500.00	\$ -330.226.83	\$ 33,022.68	\$ 239,154.15	\$ 58,050.00	\$ 566 145
3690-3850	& Exc	Earthwork	\$ 600,000,00	s =	\$ 6,003.00	\$ 600,003.00	30%	\$ 182,773.00	\$.	3 182 773 00	\$ 18,277.30	\$ 164,495.70	s 2	\$ 441,507.
3880	Unlet	Landscaping	\$ 144,000.00	s -	\$ -	\$ 144,000.00	0%	\$.	s =	3 -	s i	s .	s ::	\$ 144,000
3920	Unlet	Asphalt Paving	\$ 64,000.00	\$ -	\$.	\$ 64,000.00	0%	s .	5	\$.	s .	s .	5 .	\$ 64 000
3960	FieldTurf, USA	Turf Field	\$ 165,000.00	5 -	\$ (6,820.00)	\$ 158,180.00	0%	s .	s .	\$	S +-	\$ -	s	\$ 158,180
4000	Surface America	Playground Prolective Surface	\$ 60,000.00	\$.	\$ (9,352.00)	\$ 50,648.00	0%	s ·	s	\$	5 -	5	5	\$ 50,648
4040-4090	Fence Masters, Inc.	Fencing	\$ 170,000.00	s -	\$ 4	s 170,000.00	9%	\$ 14,500.00	5	\$ 14,500.00	\$ 1,450.00	\$ 13,050.00	\$.	\$ 156,950
4120-4260	Meru Corporation	Site Utilites	\$ 511,111 00	s -	\$ 20,460.00	\$ 531,571.00	36%	\$ 193,737.75	s :	\$ 193,737.75	\$ 19,373.78	\$ 174,363.97	5	\$ 357.207
				5 -	3 .	\$.	#017/01	\$.	s .	s -	s -	5 -	s .	s .
				s .	\$ -	s -	#DIV(0)	\$ -	5 -	5 .	s	5 -	\$.	\$,
				\$	\$ 1	\$	#017/01	s -	s -	\$ =	5	5	5	s -
				s -	s :	5 .	#DIVIO!	s :	s i	\$	s =	\$ -	5 -	s :
3540		Commission's Conlingency Fund	\$ 375,000.00	5	5 .	\$ 375,000 00	0%	s -	s .	\$ -	s .	s ·	\$	\$ 375,000
3550		Sitework Allowance Environmental	\$ 150,000.00	s -	s -	\$ 150,000.00	0%	\$	s .	5 .	s .	s -	s .	\$ 150,000
3560		Allowance	\$ 50,000 00	s -	s .	s 50,000.00	0%	s -	5 -	š -	s .	s .	5 .	5 50,000
3570	PBC	Camera Allowance	\$ 100,000.00	\$	5	5 100,000.00	0%	\$.	s /4	s .	5 .	s .	\$.	\$ 100,000
3580	PBC	Allowance	\$ 150,000.00	\$.	\$ -	\$ 150,000.00	0%	S :=	ś +	S =	s =	s .	s .	\$ 150,000
	SUBTOTAL PAGE T	wo	\$ 4,263,963.00	s .	\$ 13,789.00	\$ 4,277,752.00	23%	\$ 800,737.58	\$ 178,000.00	\$ 978,737.58	\$ 97,873.78	\$ 720,863.82	\$ 160,200.00	\$ 3,398,888.
SURTOTAL PAGE ONE \$ 8,001,037.00		\$ 8,001,037.00	\$ -	\$ (13,789.00)	\$ 7,987,248.00	44%	\$ 3,098,604.24	\$ 437,823.82	\$3,536,428.06	\$ 353,642.81	\$ 2,788,743.81	\$ 394,041.44	\$ 4,804,482.	
SUBTOTAL PAGE TWO \$ 4,263,963.00		\$ 4,263,963.00		\$ 13,789.00	\$ 4,277,752.00	23%	\$ 800,737.58	\$ 178,000.00	\$ 978,737.58	\$ 97,873,76	\$ 720,863.82	\$ 160,200,00	\$ 3,396,888.	
	TOTAL		\$ 12,265,000.00	\$	s .	\$ 12,285,000.00	87%	\$ 3,899,341.82	\$ 615,823.82	\$4,515,185.64	\$ 451,516.57	\$ 3,509,407.63	\$ 554,241.44	s 8,201,350

PUBLIC BUILDING COMMISSION OF CHICAGO

EXHIBIT A

CONTRACTOR'S SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT (4 of 4)

AMOUNT OF ORIGINAL CONTRACT	\$12,265,000.00	TOTAL AMOUNT REQUESTED	\$4,515,165.64
EXTRAS TO CONTRACT \$0.00		LESS 10% RETAINED	\$451,516.57
TOTAL CONTRACT AND EXTRAS	\$12,265,000.00	NET AMOUNT EARNED	\$4,063,649.07
CREDITS TO CONTRACT	\$0.00	AMOUNT OF PREVIOUS PAYMENTS	\$3,509,407.63
ADJUSTED CONTRACT PRICE	\$12,265,000.00	AMOUNT DUE THIS PAYMENT	\$554,241.44
		BALANCE TO COMPLETE	\$8,201,350.93

Contractor certifies that to the best of its knowledge, information and belief, the work is in accordance with the Contract Documents; that suppliers of materials, services, labor and all Subcontractors (including all significant sublevels thereof) are being currently paid, and that the amount of the payments applied for are justified. These provisions should not be construed as conferring any rights hereunder for the benefit of Subcontractors, suppliers, workers or employees, nor as enlarging or altering the application or effect of existing lien laws.

That the Waivers of Lien and submitted herewith by affiant and each of the aforesaid persons, are true, correct, and genuine; that each and every Waiver of Lien was delivered unconditionally; that there is no claim either legal or equitable to defeat the validity of any of said Waivers of Lien; that said Waivers of Lien include such Waivers of Lien from all Subcontractors, suppliers of material or other agents acting on behalf of affiant in connection with the work or arising out of the Work; and that so far as affiant has knowledge or information, the said Waivers of Lien include all the labor and material for which a claim could be made and for which a lien could be filed.

That neither the partial payment nor any part thereof has been assigned.

That said Contractor herein expressly affirms that should it at any time appear that any illegal or excess payments have been made to said Contractor by or on behalf of the PUBLIC BUILDING COMMISSION OF CHICAGO, the said Contractor will repay on demand to the PUBLIC BUILDING COMMISSION OF CHICAGO the amount or amounts so paid; and if any lien remains unsatisfied after all payments are made, the Contractor shall refund to the PUBLIC BUILDING COMMISSION OF CHICAGO all moneys that the latter may be compelled to pay in discharging such a lien including all costs and a reasonable attorney's fee.

Frank Mullaghy Vice President

Subscribed and sworn to before me this

Notary Public

My Commission expires:

1.

SELA M O'NEILL. Official Seal Notary Public – State of Illinois My Commission Expires Aug 21, 2021