



**NATIONAL DISASTER RESILIENCE (NDR) GRANT  
Essential Townhomes DRAW REQUEST FORM**

**DRAW INFORMATION**

Project Name ESSENTIAL TOWNHOMES		Recipient Name ESSENTIAL LIVING INC.	
Draw Request Prepared By BLAKE NYBAKKEN	Telephone Number 701-721-8047	Developer TIN 47-5214587	
Draw Request Number 20	Amount Requested \$107,655.55	Preferred Method of Payment ACH/Wire <input checked="" type="checkbox"/> Check <input type="checkbox"/>	

**REQUEST SUMMARY**

1. Total NDR Project Funds Committed \$4,800,000	2. NDR Funds Received To-Date \$4,692,344.45	3. NDR Funds Requested, not received \$0
4. Total NDR Funds Requested To-Date (2 plus 3) \$4,692,344.45	5. Balance of NDR Funds Available for this Request (1 less 4) \$107,655.55	
6. Amount of this Request \$107,655.55	7. Balance of Funds Remaining for Future Requests (5 less 6) \$0.00	

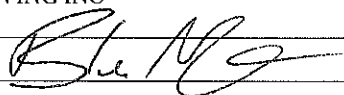
Description of use of funds for this draw (detailed invoices supporting use of all funds must be attached) Surveying, Design Services (Architectural, civil, mechanical, electrical) Legal, marketing, construction services, earthwork

**All OTHER PROJECT FUNDING FROM ALL SOURCES** (add additional lines as needed)

Funding Source	Total Available	Amount Drawn Down To-Date
	\$	\$
	\$	\$
	\$	\$
	\$	\$

**CERTIFICATION OF RECIPIENT**

The information contained in this form and accompanying support documents is correct and in compliance with the agreement, CDBG-NDR program requirements, and HUD regulations, and the recipient is in full compliance with the agreement.

Name of Recipient ESSENTIAL LIVING INC	Title of Recipient BLAKE NYBAKKEN - VP DEVELOPMENT
Signature 	Date 9/20/22

**APPROVAL BY CITY OF MINOT**

City of Minot NDR Program Manager	Date
City of Minot Finance Director	Date
City of Minot Federal Compliance Officer	Date

# APPLICATION AND CERTIFICATE FOR PAYMENT

AIA DOCUMENT G702/CMa

## CONSTRUCTION MANAGER-ADVISER EDITION

PAGE ONE OF 2 PAGES

**TO OWNER:**

Essential Living LLC  
PO Box 879  
Fargo, ND 58702

**PROJECT:**

Park South Townhomes  
Minot, ND

**APPLICATION NO:** 9  
**APP DATE:** 9/6/22  
**PERIOD TO:** 9/6/22  
**PROJECT NO:** 20-028

Distribution to:

- OWNER  
 CONSTRUCTION  
MANAGER  
 ARCHITECT  
 CONTRACTOR

**FROM CONTRACTOR:**

Keller Paving & Landscaping, Inc.  
1820 Highway 2 Byp. E, Minot, ND 58701

**VIA CONSTRUCTION MANAGER:** Gehrtz Construction Services, Inc.  
**VIA ARCHITECT:** EAPC Architects Engineers

**BID PACKAGE:** 31/32/32A/33

### CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.  
Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM	\$	858,300.00	✓
2. Net change by Change Orders	\$	47,575.00	
3. CONTRACT SUM TO DATE (Line 1 + 2)	\$	905,875.00	✓
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)	\$	905,875.00	✓
5. RETAINAGE:			
a. 10 % of Completed Work	\$	90,587.50	✓
(Column D + E on G703)			
b. % of Stored Material	\$		
(Column F on G703)			
Total Retainage (Lines 5a + 5b or Total in Column I of G703)	\$	90,587.50	✓
6. TOTAL EARNED LESS RETAINAGE (Line 4 less Line 5 Total)	\$	815,287.50	✓
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior Certificate)	\$	676,657.80	✓
8. CURRENT PAYMENT DUE	\$	138,629.70	✓
9. BALANCE TO FINISH, INCLUDING RETAINA (Line 3 less Line 6)	\$	90,587.50	✓

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner		
Total approved this Month	\$47,575.00	
<b>TOTALS</b>		
<b>NET CHANGES by Change Order</b>	<b>\$47,575.00</b>	

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR:

By: Justin Date: 9/8/22

State of: NORTH DAKOTA County of: WAED  
Subscribed and sworn to before me this 8<sup>th</sup> day of Sept  
Notary Public: Taylor P Rovig  
My Commission expires: Nov 4, 2025  
Notary Public  
State of North Dakota  
My Commission Expires November 4, 2025

### CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Construction Manager and Architect certify to the Owner that to the best of their knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 138,629.70

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that changed to conform to the amount certified.)

CONSTRUCTION MANAGER  
By: [Signature] Date: 9/12/22

ARCHITECT:  
By: \_\_\_\_\_ Date: \_\_\_\_\_

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

Contractor's signed certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO: 9

APPLICATION DATE: 9/6/2022

PERIOD TO: 9/6/2022

ARCHITECT'S PROJECT NO: 20-028

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK COMPLETED		F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G		H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD		TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G ÷ C)		
3	SEEDING EAST AREA	\$9,500.00		\$9,500.00		\$9,500.00	100.00%		
5	CLEARING & GRUBBING	\$5,000.00	\$5,000.00			\$5,000.00	100.00%		
5	ASPHALT PATCH	\$5,840.00	\$2,920.00	\$2,920.00		\$5,840.00	100.00%		
5	SEEDING	\$7,024.00		\$7,024.00		\$7,024.00	100.00%		
5	WATER LINE LOOP	\$78,336.00	\$78,336.00			\$78,336.00	100.00%		
31	MOBILIZATION	\$14,039.00	\$14,039.00			\$14,039.00	100.00%		
31	SURVEYING	\$25,000.00	\$25,000.00			\$25,000.00	100.00%		
31	SILT FENCE	\$3,192.00	\$3,192.00			\$3,192.00	100.00%		
31	ECB 2	\$10,904.00		\$10,904.00		\$10,904.00	100.00%		
31	INLET PROTECTION	\$2,700.00	\$2,700.00			\$2,700.00	100.00%		
31	VEHICLE TRACKING PAD	\$5,000.00	\$5,000.00			\$5,000.00	100.00%		
31	REMOVAL OF EX ASPHALT PVMT	\$7,024.00	\$7,024.00			\$7,024.00	100.00%		
31	REMOVAL OF EX GRAVEL SURF	\$1,652.00	\$1,652.00			\$1,652.00	100.00%		
31	REMOVAL OF EX CONC PVMT	\$3,804.00	\$3,804.00			\$3,804.00	100.00%		
31	REMOVAL OF EX FENCE	\$70.00	\$70.00			\$70.00	100.00%		
31	EXCAVATION	\$24,000.00	\$24,000.00			\$24,000.00	100.00%		
31	FILL	\$40,000.00	\$40,000.00			\$40,000.00	100.00%		
31	BASEMENT EX. GRAVEL, BACKF	\$120,000.00	\$120,000.00			\$120,000.00	100.00%		
31	SUBGRADE PREP	\$6,480.00	\$6,480.00			\$6,480.00	100.00%		
31	GEOTEXTILE FABRIC	\$6,480.00	\$6,480.00			\$6,480.00	100.00%		
31	CLASS 5 GRAVEL	\$36,180.00	\$36,180.00			\$36,180.00	100.00%		
31	TEMP GRAVEL ACCESS	\$9,900.00	\$9,900.00			\$9,900.00	100.00%		
31	6" TOPSOIL SPREADING	\$2,975.00	\$2,975.00			\$2,975.00	100.00%		
31	RIPRAP	\$2,400.00		\$2,400.00		\$2,400.00	100.00%		
32	TACK COAT	\$420.00		\$420.00		\$420.00	100.00%		
32	PATCH EX ASPHALT PVMT	\$19,680.00	\$9,840.00	\$9,840.00		\$19,680.00	100.00%		
32	5" ASPHALT PAVEMENT	\$77,700.00	\$38,850.00	\$38,850.00		\$77,700.00	100.00%		
32A	SEEDING	\$24,600.00		\$24,600.00		\$24,600.00	100.00%		
33	SANITARY SEWER	\$98,400.00	\$98,400.00			\$98,400.00	100.00%		
33	STORM SEWER	\$100,000.00	\$100,000.00			\$100,000.00	100.00%		
33	WATER	\$110,000.00	\$110,000.00			\$110,000.00	100.00%		

AIA Document G702, APPLICATION AND CERTIFICATION FOR PAYMENT, containing

Contractor's signed certification is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO: 9

APPLICATION DATE: 9/6/2022

PERIOD TO: 9/6/2022

ARCHITECT'S PROJECT NO: 20-028

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D E		F MATERIALS PRESENTLY STORED (NOT IN D OR E)	G		H BALANCE TO FINISH (C - G)	I RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD		TOTAL COMPLETED AND STORED TO DATE (D+E+F)	% (G = C)		
	DEDUCT FOR BROKEN PIP	(\$1,100.00)		(\$1,100.00)		(\$1,100.00)	100.00%		
	ADD FOR LANDSCAPING	\$48,675.00		\$48,675.00		\$48,675.00	100.00%		
	<b>GRAND TOTALS</b>	\$905,875.00	\$751,842.00	\$154,033.00		\$905,875.00		\$0.00	

Users may obtain validation of this document by requesting of the license a completed AIA Document D401 - Certification of Document's Authenticity



# CONDITIONAL RELEASE OF LIEN

FOR CONTRACTOR, SUBCONTRACTOR, SUPPLIER  
AND ARCHITECT OR ENGINEER

PROJECT NAME AND ADDRESS:  
Owner: Essential Living LLC

Park South Townhomes  
Minot, ND

Proj. No. 20-028

COMPANY NAME AND ADDRESS:

Keller Paving + Landscaping Inc.  
1820 Highway 2 Byp. E  
Minot ND 58701

The UNDERSIGNED, being duly sworn, states that (s)he is the Estimator (Position)  
of Keller Paving + Landscaping, Inc. (Company) who has a contract  
with Essential Living, LLC (Owner) for furnishing Sitework (type of work)  
for the above referenced project.

### PARTIAL PAYMENT

The UNDERSIGNED, for and in consideration of the sum of  
one hundred thirty eight thousand six hundred twenty five  
(\$ 138,625.70) and other good and valuable work  
consideration, the receipt of which is hereby acknowledged,  
does hereby waive and release any and all liens or claims of  
right of lien on the aforementioned property and  
improvements thereon, and on monies or other consideration  
due or to become due on account of labor or services,  
materials, fixtures, or apparatus heretofore furnished, prior to  
Sept 16, 20 22, excluding retention.

### FINAL PAYMENT

The UNDERSIGNED, for and in consideration of the sum of  
( ) and other good and valuable  
consideration, the receipt of which is hereby acknowledged,  
does hereby waive and release any and all liens or claims of  
right of lien on the aforementioned property and  
improvements thereon, and on monies or other consideration  
due or to become due on account of labor or services,  
materials, fixtures, or apparatus heretofore furnished, or  
which may be furnished at anytime hereafter.

ADDITIONALLY, THE UNDERSIGNED STATES that the current contract amount, including extras, is  
\$ 905,875.00, and ACKNOWLEDGES RECEIPT of the total amount of \$ 676,657.80 ALL previous requests for  
payments, and does hereby grant unconditional release of all above described claims for that amount.

THIS WAIVER IS A CONDITIONAL RELEASE and is contingent upon receipt of payment and final bank clearance of said  
remittance in the above amount ONLY IF checked in the following box.

The UNDERSIGNED respectfully warrants that the contract status set forth above is an accurate statement and no other sums  
are claimed, that all laborers, subcontractors, and suppliers employed by him/her have been paid all sums previously due, and will be  
paid all current sums due out of this payment, and that none of such laborers, subcontractors or suppliers is or will be entitled to claim or  
assert any claim against the above-described real estate or the improvements thereon for labor or materials furnished to or for the account  
of the undersigned. (Upon request, the undersigned shall list the names of each of his subcontractors and suppliers, with contract and  
payment status, and furnish waivers from said parties.)

THE PERSON SIGNING below does hereby certify that he or she is fully authorized and empowered to execute this instrument  
and to bind the Company hereto, and does in fact so execute this instrument.

Signed this 15<sup>th</sup> day of September,  
20 22

[Signature]  
Authorized Signature

Estimator  
Title

STATE OF: North Dakota,  
COUNTY OF: Ward ) S.S.

Signed and sworn to before me this 15<sup>th</sup> day of  
September, 20 22.

[Signature]  
Notary Public

