

**CONTRACTOR'S AFFIDAVIT OF DISPOSAL**

WHEREAS, on the 16 day of June, 2021, the undersigned entered into and executed a contract with City of Menifee for **Ashdale Way Storm Drain Improvements** as particularly described in said contract and identified as **CIP No. 21-14**, and

WHEREAS, the specifications of said contract requires the Contractor to affirm that "all brush, trash, debris, and surplus materials resulting from this project have been disposed of in a legal manner" and that all designated recyclable materials are properly recycled in compliance with the City of Menifee Ordinances.

WHEREAS, said contract has been completed, all surplus materials disposed of, and proof of compliance with the City of Menifee Municipal Code has been furnished.

NOW, THEREFORE, in consideration of the final payment by the City of Menifee to said Contractor under the terms of said contract, the undersigned Contractor, hereby certifies and affirms under penalty of perjury that all surplus materials as described in said contract have been disposed of at the following location(s):

A.C. & DIRT  
Type of material disposed of

Brent Engineering  
Name of disposal site

Trumble Road, Menifee  
Address of disposal site

\_\_\_\_\_  
Type of material disposed of

\_\_\_\_\_  
Name of disposal site

\_\_\_\_\_  
Address of disposal site

\_\_\_\_\_  
Type of material disposed of

\_\_\_\_\_  
Name of disposal site

\_\_\_\_\_  
Address of disposal site

\_\_\_\_\_  
Type of material disposed of

\_\_\_\_\_  
Name of disposal site

\_\_\_\_\_  
Address of disposal site

By signing and submitting this form to the City of Menifee on this 16 day of June, 2021, I (we) hereby certified and swear under penalty of perjury under the laws of the State of California that the aforementioned information is true and correct without omission, error or misrepresentation.

Nick Duff 6-16-21  
Signature of Prime Contractor Date

NICK DUFF - V.P  
Print name and title

James T. Duff 6-16-21  
Signature of Prime Contractor Date

James T. Duff President  
Print name and title

(If the Prime Contractor is a corporation two signatures of corporate officers are required.)





BRENT ENGINEERING

CONCRETE DISPOSAL RECEIPT

DATE: Apr 21, 2021  
(Day / Month / Year)

Dump Location Trumble Road, Menifee

CLIENT NAME: O' DUFFY

Load	Content	Amount Received
1	1 P.	\$50
1	1 P.	\$50
1	C. Limon.	\$50
1	1 P.	\$50
1	1 P.	\$50
1	1 P.	\$50
1	C. Limon	\$50
1	C. Lim.	\$50

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



**CONTRACTOR'S CERTIFICATION OF COMPLETION**

DATE: 5-13-2021

TO: City of Menifee  
29844 Haun Rd  
Menifee, California 92586

FROM: O'Duffy Bros Inc.  
(Firm or Corporation)

**PROJECT: Ashdale Way Storm Drain Improvements - CIP No. 21-14**

This is to certify that I, acting as an authorized official of the above stated firm or corporation, have been properly authorized by said firm or corporation to sign the following statements pertaining to the subject contract:

1. I know, of my own personal knowledge, and do hereby certify, that the work of the contract described above has been performed, and materials used and installed in every particular, in accordance with, and in conformity to, the contract drawings and specifications.
2. The contract work is now complete in all parts and requirements, and ready for your final inspection.
3. I understand and agree that neither the determination by the Owner that the work is complete, nor the acceptance thereof by the Owner, shall operate as a bar to claim against the Contractor under the terms of the guarantee provisions of the contract documents.

Nick Duffy  
Signature of Prime Contractor

Nick Duffy V.P.  
Print name and title

James T. Duffy  
Signature of Prime Contractor

James T Duffy - President  
Print name and title

*(If the Prime Contractor is a corporation two signatures of corporate officers are required.)*



### GUARANTEE AGREEMENT

We hereby guarantee that **Ashdale Way Storm Drain Improvements, CIP No. 21-14**, has been installed in accordance with the drawings and specifications and that the work as installed will fulfill the requirements included in the specifications. The undersigned agrees to promptly repair or replace, in a manner satisfactory to the Engineer, any or all of such work, together with any other adjacent work which may be displaced in connection with such repair or replacement, that may prove to be defective in workmanship or material within a period of one (1) year from the date of acceptance of the above referenced project by City of Menifee, ordinary wear and tear and unusual abuse or neglect excepted.

The Contractor also agrees to indemnify and hold City of Menifee harmless from claims of any kind arising from damage due to said defects in the work constructed under the Contract.

In the event that the undersigned fails to comply with the abovementioned conditions within a reasonable period of time, as determined by City of Menifee, the undersigned hereby authorizes the City of Menifee to proceed with the repair of said defects and the Contractor and his/her surety shall be liable to the City of Menifee for the cost thereof.

O'Duffy Bros Inc

Firm name

Nick Duffy

Signature of Prime Contractor or Sub-Contractor

NICK DUFFY V.P.

Print name and title

*Countersigned (required by Prime Contractor if this Guarantee Agreement is for a Sub-Contractor):*

Firm name

Signature of Prime Contractor

Print name and title

Contact for Service:

Nick Duffy

Name

29254 DUFFY ST. Romoland CA 92585

Address

951-928-0992- DADODUFFY@AOL.COM

Telephone number and email address

29254 DUFFY ST. Romoland CA 92585

Address

James T Duffy

Signature of Prime Contractor or Sub-Contractor

James Duffy - President

Print name and title

Address

Signature of Prime Contractor

Print name and title



**CONTRACTOR'S AFFIDAVIT OF PAYMENT**

To All Whom It May Concern:

WHEREAS, the undersigned has been contracted by the City of Menifee to furnish labor and materials for **Ashdale Way Storm Drain Improvements, CIP No. 21-14**, under a contract dated the 16 day of June, 2021, in the City of Menifee, County of San Diego, State of California, of which City of Menifee is the Owner.

NOW, THEREFORE, this 16 day of June, 2021 the undersigned, as the Contractor for the above-named Contract pursuant to the Conditions of the Contract hereby certifies that, except as listed below, he has paid in full or has otherwise satisfied all obligations for all materials and equipment furnished, for all work, labor, and services performed, and for all known indebtedness and claims against the Contractor for damages arising in any manner in connection with the performance of the Contract referenced above for which the Owner or his property might in anyway be held responsible.

EXCEPTIONS: (If none, write "None". If required by the Owner, the Contractor shall furnish bond satisfactory to the Owner for each exception.)

Nick Duffy 6-16-21  
Signature of Prime Contractor Date

NICK DUFFY - V.P.  
Print name and title

James T. Duffy 6-16-21  
Signature of Prime Contractor Date

James Duffy PRESIDENT  
Print name and title

(If the Prime Contractor is a corporation two signatures of corporate officers are required.)



**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California )  
County of Riverside )

On 6-16-21 before me, Karina J. Alvarado, Notary Public,  
Date Here Insert Name and Title of the Officer  
personally appeared James T. Duffy  
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature Kalvarado  
Signature of Notary Public

Place Notary Seal Above

**OPTIONAL**

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

**Description of Attached Document**

Title or Type of Document: \_\_\_\_\_ Document Date: \_\_\_\_\_  
Number of Pages: \_\_\_\_\_ Signer(s) Other Than Named Above: no other signers

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: \_\_\_\_\_  
☐ Corporate Officer — Title(s): \_\_\_\_\_  
☐ Partner — ☐ Limited ☐ General  
☐ Individual ☐ Attorney in Fact  
☐ Trustee ☐ Guardian or Conservator  
☐ Other: \_\_\_\_\_  
Signer Is Representing: \_\_\_\_\_

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☐ Partner — ☐ Limited ☐ General  
☐ Individual ☐ Attorney in Fact  
☐ Trustee ☐ Guardian or Conservator  
☐ Other: \_\_\_\_\_  
Signer Is Representing: \_\_\_\_\_



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County of Riverside )On 6-16-21 before me, Karina J. Alvarado, Notary Public,  
Date Here Insert Name and Title of the Officerpersonally appeared Nicholas D. Duffy  
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Karina J. Alvarado  
Signature of Notary Public

Place Notary Seal Above

**OPTIONAL**

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Signer Is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_

☐ Corporate Officer — Title(s): \_\_\_\_\_☐ Partner — ☐ Limited ☐ General☐ Individual ☐ Attorney in Fact☐ Trustee ☐ Guardian or Conservator☐ Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_