

STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION
RALEIGH, N.C.

C201759

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C201759

WBS 33467.3.1 BRZ-1631(2)

T.I.P NO. B-4112

COUNTY OF FORSYTH

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER SR 1631 LENGTH 0.152 MILES

LOCATION BRIDGE OVER MUDDY CREEK AND APPROACHES ON SR-1631.

CONTRACTOR SMITH-ROWE, INC.

ADDRESS 639 OLD US 52 SOUTH
MOUNT AIRY, NC 270300000

BIDS OPENED JANUARY 15, 2008

CONTRACT EXECUTION FEB 21 2008

NCDOT/berc

Vendor 2546's Bid Information for Call 021, Letting L080115, 2008-01-15

Smith-Rowe, Inc. (2546).

Vendor 1 of 10 Vendors for Call Order 021 (Proposal ID C201759).

County: FORSYTH
Address: 639 Old Hwy. 52 South
Mount Airy, NC 27030

Phone Number: 336-789-8221

Signature Check: This bid has been properly signed by William_F._Fulp_2546.

Time Bid Received: Tue Jan 15 09:57:49 2008

Bid Checksum: 1030CDFD

Amendment Count: 0

Bidding Errors: This bid contains errors.

Bid Total: \$598,671.32

Bond ID: SNC08953799

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$29,933.57

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 1/9/08

Surety Name: Wachovia Insurance Services

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

DBE GOAL SET - 5.0%

DBE GOAL MET - 5.6%

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
2855	WB BOSS CONSTRUCTION CO., INC. 229 BOXWOOD CHURCH ROAD , MOCKSVILLE, NC 27028		Sub	7,845.83
4761	WB TRAFFIC CONTROL SAFETY SERVICES POST OFFICE BOX 24511 , WINSTON-SALEM, NC 27114		Sub	5,327.55
4898	WB BULLINGTON CONSTRUCTION INC 417 FOXGLOVE LANE , INDIAN TRAIL, NC 28079		Sub	16,028.13
36226	WB Seal Brothers Contracting 3618 West Pine Street, Mount Airy, NC 27030		Sub	4,112.50
			TOTAL:	\$33,314.01 5.56%

Miscellaneous Data Info - Contractor Responses:
=====

NON-COLLUSION AND DEBARMENT CERTIFICATION

Explanation of the prospective bidder that is unable to certify to any of the statements in this certification:

Explanation:
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

By answering YES to this statement, the bidder acknowledges that they are using the award limits on multiple projects. No

It is the desire of the Bidder to be awarded contracts, the value of which will not exceed a total of NOT ANSWERED for those projects indicated herein, for which bids will be opened on (MM/DD/YY)

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	

Bid Bond Data Info - Contractor Responses:
=====

BondID: SNC08953799
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: Wachovia Insurance Services

NCDOT/berc

Vendor 2546's Load Output for Call 021, Letting L080115, 2008-01-15

Bond Execution Date: 1/9/08

Bond Amount: \$29,933.57 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 12-18-07
Revised:

Contract ID: C201759 Project(s): BRZ-1631(2)
Letting Date: 01-15-08 Call Order: 021
Bidder: 2546 - Smith-Rowe, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 ROADWAY ITEMS						
0001	0000100000-N MOBILIZATION	LUMP	LUMP			29,750.00
0002	0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (16+57)	LUMP	LUMP			16,275.00
0003	0043000000-N GRADING	LUMP	LUMP			43,500.00
0004	0050000000-E SUPPLEMENTARY CLEARING & GRUB-BING	ACR	1.000	100.00000		100.00
0005	0057000000-E UNDERCUT EXCAVATION	CY	200.000	10.50000		2,100.00
0006	0195000000-E SELECT GRANULAR MATERIAL	CY	300.000	22.00000		6,600.00
0007	0196000000-E FABRIC FOR SOIL STABILIZATION	SY	400.000	2.50000		1,000.00
0008	0318000000-E FOUNDATION CONDITIONING MATERIAL, MINOR STRS	TON	10.000	26.00000		260.00
0009	0366000000-E 15" RC PIPE CULVERTS, CLASS III	LF	64.000	35.50000		2,272.00
0010	0708000000-E 15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	LF	16.000	60.00000		960.00
0011	0995000000-E PIPE REMOVAL	LF	50.000	12.00000		600.00

State of NC
Dept of Transportation

Date: 12-18-07
Revised:

Contract ID: C201759
Letting Date: 01-15-08 Call Order: 021
Bidder: 2546 - Smith-Rowe, Inc.

Project(s): BRZ-1631(2)

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	1121000000-E AGGREGATE BASE COURSE	60.000 TON	40.00000		2,400.00	
0013	1220000000-E INCIDENTAL STONE BASE	200.000 TON	26.50000		5,300.00	
0014	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	220.000 TON	65.20000		14,344.00	
0015	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	140.000 TON	69.15000		9,681.00	
0016	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	350.000 TON	67.25000		23,537.50	
0017	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	40.000 TON	400.00000		16,000.00	
0018	2000000000-N RIGHT OF WAY MARKERS	5.000 EA	200.00000		1,000.00	
0019	2286000000-N MASONRY DRAINAGE STRUCTURES	2.000 EA	1,550.00000		3,100.00	
0020	2365000000-N FRAME WITH TWO GRATES, STD 840.22	1.000 EA	515.00000		515.00	
0021	2367000000-N FRAME WITH TWO GRATES, STD 840.29	1.000 EA	600.00000		600.00	
0022	2556000000-E SHOULDER BERM GUTTER	38.000 LF	50.00000		1,900.00	
0023	3030000000-E STEEL BM GUARDRAIL	362.500 LF	13.25000		4,803.13	

State of NC
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Bidder: 2546 - Smith-Rowe, Inc.

Project(s): BRZ-1631(2)

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	3045000000-E STEEL BM GUARDRAIL, SHOP CURVED	50.000 LF	15.00000		750.00	
0025	3150000000-N ADDITIONAL GUARDRAIL POSTS	5.000 EA	10.00000		50.00	
0026	3195000000-N GUARDRAIL ANCHOR UNITS, TYPE AT-1	1.000 EA	425.00000		425.00	
0027	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	3.000 EA	1,600.00000		4,800.00	
0028	3317000000-N GUARDRAIL ANCHOR UNITS, TYPE B-77	4.000 EA	1,300.00000		5,200.00	
0029	3649000000-E RIP RAP, CLASS B	30.000 TON	45.00000		1,350.00	
0030	3656000000-E FILTER FABRIC FOR DRAINAGE	200.000 SY	2.50000		500.00	
0031	4025000000-E CONTRACTOR FURNISHED, TYPE ***SIGN (E)	39.000 SF	14.50000		565.50	
0032	4072000000-E SUPPORTS, 3-LB STEEL U-CHANNEL	150.000 LF	4.95000		742.50	
0033	4102000000-N SIGN ERECTION, TYPE E	6.000 EA	75.00000		450.00	
0034	4155000000-N DISPOSAL OF SIGN SYSTEM, U-CHANNEL	10.000 EA	1.00000		10.00	
0035	4400000000-E WORK ZONE SIGNS (STATIONARY)	349.000 SF	3.95000		1,378.55	

State of NC
Dept of Transportation

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Bidder: 2546 - Smith-Rowe, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0036	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	SF 114.000	6.50000		741.00	
0037	4445000000-E BARRICADES (TYPE III)	LF 64.000	22.50000		1,440.00	
0038	4847000000-E POLYUREA PAVEMENT MARKING LINES (4", *****) (HIGHLY REFLECTIVE ELEMENTS)	LF 2,800.000	2.45000		6,860.00	
0039	4905000000-N SNOWPLOWABLE PAVEMENT MARKERS	EA 9.000	125.00000		1,125.00	
0040	6000000000-E TEMPORARY SILT FENCE	LF 685.000	2.50000		1,712.50	
0041	6006000000-E STONE FOR EROSION CONTROL, CLASS A	TON 75.000	39.00000		2,925.00	
0042	6009000000-E STONE FOR EROSION CONTROL, CLASS B	TON 115.000	45.00000		5,175.00	
0043	6012000000-E SEDIMENT CONTROL STONE	TON 35.000	36.50000		1,277.50	
0044	6015000000-E TEMPORARY MULCHING	ACR 1.000	975.00000		975.00	
0045	6018000000-E SEED FOR TEMPORARY SEEDING	LB 50.000	6.00000		300.00	
0046	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	TON 0.250	900.00000		225.00	

State of NC
Dept of Transportation

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0047	6029000000-E SAFETY FENCE	200.000 LF	2.50000		500.00	
0048	6030000000-E SILT EXCAVATION	315.000 CY	2.50000		787.50	
0049	6036000000-E MATTING FOR EROSION CONTROL	400.000 SY	2.40000		960.00	
0050	6038000000-E PERMANENT SOIL REINFORCEMENT MAT	220.000 SY	6.25000		1,375.00	
0051	6042000000-E 1/4" HARDWARE CLOTH	20.000 LF	10.00000		200.00	
0052	6071030000-E COIR FIBER BAFFLES	90.000 LF	10.00000		900.00	
0053	6084000000-E SEEDING & MULCHING	1.000 ACR	1,750.00000		1,750.00	
0054	6087000000-E MOWING	0.500 ACR	210.00000		105.00	
0055	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	8.00000		400.00	
0056	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	850.00000		212.50	
0057	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	50.000 LB	6.00000		300.00	
0058	6108000000-E FERTILIZER TOPDRESSING	0.750 TON	850.00000		637.50	

State of NC
Dept of Transportation

Date: 12-18-07
Revised:

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Letting Date: 01-15-08 Call Order: 021
Bidder: 2546 - Smith-Rowe, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0059	6114000000-N SPECIALIZED HAND MOWING	2.000 HR	90.00000		180.00	
0060	6117000000-N RESPONSE FOR EROSION CONTROL	12.000 EA	50.00000		600.00	
Section 0001 Total						234,482.68
Section 0004 STRUCTURE ITEMS						
0061	8017000000-N CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (16+57.00-L-)	LUMP	LUMP		1,000.00	
0062	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (16+57.00-L-)	LUMP	LUMP		21,000.00	
0063	8121000000-N UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (16+57.00-L-)	LUMP	LUMP		3,600.00	
0064	8182000000-E CLASS A CONCRETE (BRIDGE)	50.100 CY	618.95000		31,009.40	
0065	8210000000-N BRIDGE APPROACH SLABS, STATION***** (16+57.00-L-)	LUMP	LUMP		22,700.00	
0066	8217000000-E REINFORCING STEEL (BRIDGE)	6,930.000 LB	1.02000		7,068.60	
0067	8364000000-E HP12X53 STEEL PILES	540.000 LF	53.10000		28,674.00	

State of NC
 Dept of Transportation

Date: 12-18-07
 Revised:

Contract ID: C201759 Project(s): BRZ-1631(2)
 Letting Date: 01-15-08 Call Order: 021
 Bidder: 2546 - Smith-Rowe, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0068	8503000000-E CONCRETE BARRIER RAIL	195.170 LF	64.65000		12,617.74	
0069	8608000000-E RIP RAP CLASS II (2'-0" THICK)	381.000 TON	34.80000		13,258.80	
0070	8622000000-E FILTER FABRIC FOR DRAINAGE	423.000 SY	3.00000		1,269.00	
0071	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP		1,940.00	
0072	8753200000-E 3'-0" X 3'-3" PRESTRESSED CONCBOX BEAMS	1,073.420 LF	205.00000		220,051.10	
Section 0004 Total					364,188.64	
Bid Total					598,671.32	

NON-COLLUSION AND DEBARMENT CERTIFICATION

The bidder certifies that neither he, nor any official, agent or employee of the bidder has entered into any agreement, participated in any collusion, or otherwise taken any action which is in restraint of free competitive bidding in connection with this bid, and that the bidder intends to do the work with its own bonafide employees or subcontractors and is not bidding for the benefit of another contractor. In addition, submitting this electronic bid constitutes the bidder's certification of Status under penalty of perjury under the laws of the United States and in accordance with the Debarment Certification on file with the Department.

By submitting this bid, the bidder certifies to the best of his knowledge and belief that he and his principals:

- a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
- b. Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records; making false statements; or receiving stolen property;
- c. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph b. of this certification; and
- d. Have not within a three-year period preceding this proposal had one or more public transactions (Federal, State or local) terminated for cause or default.

Where the prospective bidder is unable to certify to any of the statements in this certification, the bidder shall submit an explanation in the blanks provided herein. The explanation will not necessarily result in denial of participation in a contract.

Explanation:
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

If the prequalified bidder's status changes, he shall immediately submit a new fully executed non-collusion affidavit and debarment certification with an explanation of the change to the Contract Office prior to submitting the bid.

Failure to furnish a certification or an explanation will be grounds for rejection of a bid

AWARD LIMITS ON MULTIPLE PROJECTS

By answering YES to this statement, the bidder acknowledges that they are using the award limits on multiple projects. No

A bidder who desires to bid on more than one project on which bids are to be opened on the same date, and who also desires to avoid receiving an award of more projects than he is equipped to handle, may bid on any number of projects but may limit the total amount of work awarded to him on selected projects by completing the AWARD LIMITS ON MULTIPLE PROJECTS.

The Award Limits on Multiple Projects must be filled in on each project bid for which the Bidder desires protection.

It is the desire of the Bidder to be awarded contracts, the value of which will not exceed a total of NOT ANSWERED for those projects indicated herein, for which bids will be opened on (MM/DD/YY)

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	

It is agreed that if I am (we are) the low Bidder(s) on indicated projects, the total value of which is more than the above stipulated award limits, the Board of Transportation will award me (us) projects from among those indicated that have a total value not to exceed the award limit and will result in the lowest total bids to the Department of Transportation.

Fuel Price Adjustment Opt-Out Clause

Bidders have the option to accept or reject Fuel Price Adjustments in accordance with the requirements of Article 109-8 Fuel Price Adjustments and the provisions in the contract. To indicate the choice, the bidder shall enter an X in one of the blocks below.

The bidder will not be permitted to change the option after the bid is accepted.

Enter X in one box only:

X Yes, the bidder accepts fuel price adjustments for this project in accordance with Article 109-8.

No, the bidder declines fuel price adjustments for this project.

In the event the bidder does not enter an X in either box, the bidder will receive fuel adjustments for the items shown in the contract.

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE:12-18-07
PAGE: 11

PROPOSAL: C201759
LETTING: L080115 CALL: 021
VENDOR: 2546 Smith-Rowe, Inc.

LINE ITEM ITEM UNIT SUBCONTRACTOR SUBCONTRACTOR EXTENDED
NO. NO. DESC. TYPE QUANTITY UNIT PRICE AMOUNT

DBE SUBCONTRACTOR: 2855 BOSS CONSTRUCTION CO., INC.
Will Use Quote: Yes

0068	8503000000-E	CONCRETE BAR LF		195.170	40.20000	7845.83

		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				7,845.83
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)				7,845.83

DBE SUBCONTRACTOR: 4761 TRAFFIC CONTROL SAFETY SERVICES, INC.
Will Use Quote: Yes

0031	4025000000-E	CONTR FURN, SF		39.000	14.50000	565.50
0032	4072000000-E	SUPPORT, 3-L LF		150.000	4.95000	742.50
0033	4102000000-N	SIGN ERECTIO EA		6.000	75.00000	450.00
0034	4155000000-N	DISPOSE SIGN EA		10.000	1.00000	10.00
0035	4400000000-E	WORK ZONE SI SF		349.000	3.95000	1378.55
0036	4410000000-E	WORK ZONE SI SF		114.000	6.50000	741.00
0037	4445000000-E	BARRICADES (LF		64.000	22.50000	1440.00

		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				5,327.55
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)				5,327.55

DBE SUBCONTRACTOR: 4898 BULLINGTON CONSTRUCTION INC
Will Use Quote: Yes

0023	3030000000-E	STL BM GUARD LF		362.500	13.25000	4803.13
0024	3045000000-E	SBGR SHOP CU LF		50.000	15.00000	750.00
0025	3150000000-N	ADDIT GUARDR EA		5.000	10.00000	50.00
0026	3195000000-N	GR ANCHOR TY EA		1.000	425.00000	425.00
0027	3270000000-N	GR ANCHOR TY EA		3.000	1600.00000	4800.00
0028	3317000000-N	GR ANCHOR TY EA		4.000	1300.00000	5200.00

		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				16,028.13
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)				16,028.13

DBE SUBCONTRACTOR: 36226 Seal Brothers Contracting
Will Use Quote: Yes

0040	6000000000-E	TEMPORARY SI LF		685.000	2.50000	1712.50
0047	6029000000-E	SAFETY FENCE LF		200.000	2.50000	500.00
0052	6071030000-E	COIR FIBER B LF		90.000	10.00000	900.00
0018	2000000000-N	RIGHT OF WAY EA		5.000	200.00000	1000.00

		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				4,112.50
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)				4,112.50

TOTAL DBE COMMITMENT FOR VENDOR:

Entered: 5.56% or 33314.01
Required: 5.00% or 29933.57
<GOAL MET>

Contract Item Sheets For C201759

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	29,750.00	29,750.00
0002	0029000000-N	SP	REINFORCED BRIDGE APPROACH FILL, STATION ***** (16+57)	Lump Sum LS	16,275.00	16,275.00
0003	0043000000-N	226	GRADING	Lump Sum LS	43,500.00	43,500.00
0004	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	100.00	100.00
0005	0057000000-E	226	UNDERCUT EXCAVATION	200 CY	10.50	2,100.00
0006	0195000000-E	265	SELECT GRANULAR MATERIAL	300 CY	22.00	6,600.00
0007	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	400 SY	2.50	1,000.00
0008	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	10 TON	26.00	260.00
0009	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	64 LF	35.50	2,272.00
0010	0708000000-E	310	15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	16 LF	60.00	960.00
0011	0995000000-E	340	PIPE REMOVAL	50 LF	12.00	600.00
0012	1121000000-E	520	AGGREGATE BASE COURSE	60 TON	40.00	2,400.00
0013	1220000000-E	545	INCIDENTAL STONE BASE	200 TON	26.50	5,300.00
0014	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	220 TON	65.20	14,344.00
0015	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	140 TON	69.15	9,681.00
0016	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	350 TON	67.25	23,537.50
0017	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	40 TON	400.00	16,000.00
0018	2000000000-N	806	RIGHT OF WAY MARKERS	5 EA	200.00	1,000.00

Contract Item Sheets For C201759

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	2 EA	1,550.00	3,100.00
0020	2365000000-N	840	FRAME WITH TWO GRATES, STD 840.22	1 EA	515.00	515.00
0021	2367000000-N	840	FRAME WITH TWO GRATES, STD 840.29	1 EA	600.00	600.00
0022	2556000000-E	846	SHOULDER BERM GUTTER	38 LF	50.00	1,900.00
0023	3030000000-E	862	STEEL BM GUARDRAIL	362.5 LF	13.25	4,803.13
0024	3045000000-E	862	STEEL BM GUARDRAIL, SHOP CURVED	50 LF	15.00	750.00
0025	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	10.00	50.00
0026	3195000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE AT-1	1 EA	425.00	425.00
0027	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	3 EA	1,600.00	4,800.00
0028	3317000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE B-77	4 EA	1,300.00	5,200.00
0029	3649000000-E	876	RIP RAP, CLASS B	30 TON	45.00	1,350.00
0030	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	200 SY	2.50	500.00
0031	4025000000-E	901	CONTRACTOR FURNISHED, TYPE *** SIGN (E)	39 SF	14.50	565.50
0032	4072000000-E	903	SUPPORTS, 3-LB STEEL U-CHANNEL	150 LF	4.95	742.50
0033	4102000000-N	904	SIGN ERECTION, TYPE E	6 EA	75.00	450.00
0034	4155000000-N	907	DISPOSAL OF SIGN SYSTEM, U- CHANNEL	10 EA	1.00	10.00
0035	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	349 SF	3.95	1,378.55
0036	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	114 SF	6.50	741.00

Contract Item Sheets For C201759

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0037	4445000000-E	1145	BARRICADES (TYPE III)	64 LF	22.50	1,440.00
0038	4847000000-E	1205	POLYUREA PAVEMENT MARKING LINES (4", *****) (HIGHLY REFLECTIVE ELEMENTS)	2,800 LF	2.45	6,860.00
0039	4905000000-N	1253	SNOWPLOWABLE PAVEMENT MARKERS	9 EA	125.00	1,125.00
0040	6000000000-E	1605	TEMPORARY SILT FENCE	685 LF	2.50	1,712.50
0041	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	75 TON	39.00	2,925.00
0042	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	115 TON	45.00	5,175.00
0043	6012000000-E	1610	SEDIMENT CONTROL STONE	35 TON	36.50	1,277.50
0044	6015000000-E	1615	TEMPORARY MULCHING	1 ACR	975.00	975.00
0045	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	50 LB	6.00	300.00
0046	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEED- ING	0.25 TON	900.00	225.00
0047	6029000000-E	SP	SAFETY FENCE	200 LF	2.50	500.00
0048	6030000000-E	1630	SILT EXCAVATION	315 CY	2.50	787.50
0049	6036000000-E	1631	MATTING FOR EROSION CONTROL	400 SY	2.40	960.00
0050	6038000000-E	SP	PERMANENT SOIL REINFORCEMENT MAT	220 SY	6.25	1,375.00
0051	6042000000-E	1632	1/4" HARDWARE CLOTH	20 LF	10.00	200.00
0052	6071030000-E	SP	COIR FIBER BAFFLES	90 LF	10.00	900.00
0053	6084000000-E	1660	SEEDING & MULCHING	1 ACR	1,750.00	1,750.00
0054	6087000000-E	1660	MOWING	0.5 ACR	210.00	105.00
0055	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	8.00	400.00

Contract Item Sheets For C201759

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0056	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	850.00	212.50
0057	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	6.00	300.00
0058	6108000000-E	1665	FERTILIZER TOPDRESSING	0.75 TON	850.00	637.50
0059	6114000000-N	SP	SPECIALIZED HAND MOWING	2 HR	90.00	180.00
0060	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	12 EA	50.00	600.00

Contract Item Sheets For C201759

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0061	8017000000-N	SP	CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (16+57.00-L-)	Lump Sum LS	1,000.00	1,000.00
0062	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (16+57.00-L-)	Lump Sum LS	21,000.00	21,000.00
0063	8121000000-N	412	UNCLASSIFIED STRUCTURE EXCAVA- TION AT STATION ***** (16+57.00-L-)	Lump Sum LS	3,600.00	3,600.00
0064	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	50.1 CY	618.95	31,009.40
0065	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (16+57.00-L-)	Lump Sum LS	22,700.00	22,700.00
0066	8217000000-E	425	REINFORCING STEEL (BRIDGE)	6,930 LB	1.02	7,068.60
0067	8364000000-E	450	HP12X53 STEEL PILES	540 LF	53.10	28,674.00
0068	8503000000-E	460	CONCRETE BARRIER RAIL	195.17 LF	64.65	12,617.74
0069	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	381 TON	34.80	13,258.80
0070	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	423 SY	3.00	1,269.00
0071	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	1,940.00	1,940.00
0072	8753200000-E	430	3'-0" X 3'-3" PRESTRESSED CONC BOX BEAMS	1,073.42 LF	205.00	220,051.10

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$598,671.32 ✓

Contract Number C201759
County Forsyth

Rev 02-17-04

**EXECUTION OF CONTRACT
NON-COLLUSION AFFIDAVIT, AND DEBARMENT CERTIFICATION
CORPORATION**

The Contractor being duly sworn, solemnly swears (or affirms) that neither he, nor any official, agent or employee has entered into any agreement, participated in any collusion, or otherwise taken any action which is in restraint of free competitive bidding in connection with this Contract, and that the Contractor intends to do the work with his own bonafide employees or subcontractors and did not bid for the benefit of another contractor.

By submitting this Execution of Contract, Non-Collusion affidavit and Debarment Certification, the Contractor is certifying his status under penalty of perjury under the laws of the United States in accordance with the Debarment Certification attached, provided that the Debarment Certification also includes any required statements concerning exceptions that are applicable.

SIGNATURE OF CONTRACTOR SMITH-ROWE, INC.

639 OLD HIGHWAY 52 SOUTH
MOUNT AIRY, NC 27030

Print or type full name of Corporation

Address as Prequalified

Attest

William G. Gulp
Secretary/Assistant Secretary
Delete inappropriate title

By

D. Rowe
President/Vice President/Assistant Vice President
Delete inappropriate title

William F. Fulp
Print or type signer's name

D. L. Rowe
Print or type signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

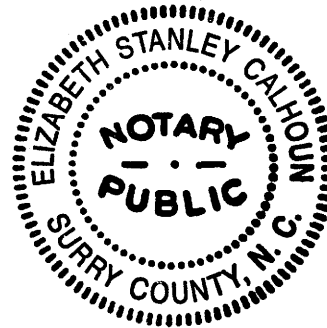
11th day of February 2008

Elizabeth Stanley Calhoun
Signature of Notary Public

of Surry County

State of North Carolina

My Commission Expires: 3/14/09



EXECUTION OF CONTRACT

NON-COLLUSION AFFIDAVIT, AND DEBARMENT CERTIFICATION

DEBARMENT CERTIFICATION OF CONTRACTOR

Conditions for certification:

1. The Contractor shall provide immediate written notice to the Department if at any time the Contractor learns that his certification was erroneous when he submitted his debarment certification or explanation that is on file with the Department, or has become erroneous because of changed circumstances.
2. The terms *covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded*, as used in this provision, have the meanings set out in the Definitions and Coverage sections of the rules implementing Executive Order 12549. A copy of the Federal Rules requiring this certification and detailing the definitions and coverages may be obtained from the Contract Officer of the Department.
3. The Contractor agrees by submitting this form, that he will not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in NCDOT contracts, unless authorized by the Department.
4. For Federal Aid projects, the Contractor further agrees that by submitting this form he will include the Federal-Aid Provision titled *Required Contract Provisions Federal-Aid Construction Contract (Form FHWA PR 1273)* provided by the Department, without subsequent modification, in all lower tier covered transactions.
5. The Contractor may rely upon a certification of a participant in a lower tier covered transaction that he is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless he knows that the certification is erroneous. The Contractor may decide the method and frequency by which he will determine the eligibility of his subcontractors.
6. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this provision. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
7. Except as authorized in paragraph 3 herein, the Department may terminate any contract if the Contractor knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available by the Federal Government.

DEBARMENT CERTIFICATION

The Contractor certifies to the best of his knowledge and belief, that he and his principals:

- a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
- b. Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records; making false statements; or receiving stolen property;
- c. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph b. of this certification; and
- d. Have not within a three-year period preceding this proposal had one or more public transactions (Federal, State or local) terminated for cause or default.
- e. If status changes, will submit a revised Debarment Certification immediately.

If the Contractor cannot certify that he is not debarred, he shall provide an explanation with this submittal. An explanation will not necessarily result in denial of participation in a contract.

Failure to submit a non-collusion affidavit and debarment certification will result in the Contractor's bid being considered non-responsive.

Check here if an explanation is attached to this certification.

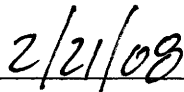
Contract No: C201759

County: Forsyth

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

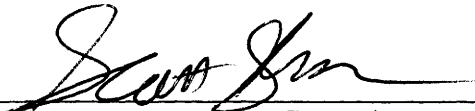


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract No. C201759
County Forsyth

Rev 02-13-04

CONTRACT PAYMENT BOND

Bond No. 105067607

Date of Payment: February 12, 2008
Bond Execution: _____

Name of Principal: Smith-Rowe, Inc.
Contractor: _____
639 Old Highway 52 South, Mount Airy, NC 27030

Name of Surety: Travelers Casualty and Surety Company of America

One Tower Square, Hartford, CT 06183

Name of Contracting Body: North Carolina Department of Transportation

Raleigh, North Carolina

Amount of Bond: \$598,671.32

Contract ID No.: C201759

County Name(s): Forsyth

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL and SURETY above named, are held and firmly bound unto the above named Contracting Body, hereinafter called the Contracting Body, in the penal sum of the amount stated above for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas the principal entered into a certain contract with the Contracting Body, numbered as shown above and hereto attached:

NOW THEREFORE, if the principal shall promptly make payment to all persons supplying labor and material in the prosecution of the work provided for in said contract, and any and all duly authorized modifications of said contract that may hereafter be made, notice of which modifications to the surety being hereby waived, then this obligation to be void; otherwise to remain in full force and virtue.

IN WITNESS WHEREOF, the above-bounden parties have executed this instrument under their several seals on the date indicated above, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by its undersigned representative, pursuant to authority of its governing body.

Contract No. C201759
County Forsyth

Rev 02-13-04

CONTRACT PAYMENT BOND

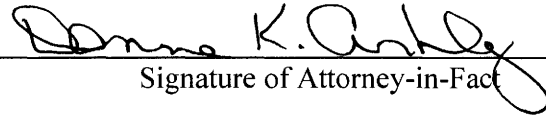
Affix Seal of Surety Company

Travelers Casualty and Surety Company of America

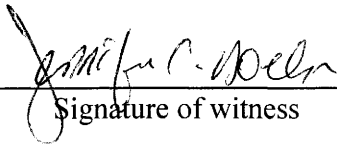
Print or type Surety Company Name

By Donna K. Ashley

Print, stamp or type name of Attorney-in-Fact



Signature of Attorney-in-Fact



Signature of witness

Jennifer C. Hoehn

Print or type witness' name

P.O. Box 220748, Charlotte, NC 28222

Address of Attorney-in-Fact

Contract No. C201759
County Forsyth

Rev 02-13-04

CONTRACT PAYMENT BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

SMITH-ROWE, INC.
639 OLD HIGHWAY 52 SOUTH
MOUNT AIRY, NC 27030

Print or type full name of Corporation

Address as prequalified

By D. Rowe
Signature of President, ~~Vice President, Assistant Vice President~~
Delete inappropriate title

D. L. Rowe
Print or type signer's name

Attest William G. Fulp
Signature of Secretary, ~~Assistant Secretary~~
Delete inappropriate title

William F. Fulp
Print or type signer's name

Affix Corporate Seal



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 215238

Certificate No. 002136572

KNOW ALL MEN BY THESE PRESENTS: That Seaboard Surety Company is a corporation duly organized under the laws of the State of New York, that St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

Ann D. Newton, Joe E. Hunnicutt, Karen Griffie, William J. Quinn, G. Timothy Wilkerson, James W. Bland, Donna K. Ashley, Wendy E. Lahm, Angela D. Ramsey, John D. Leak III, Jennifer C. Hoehn, and John F. Thomas

of the City of Charlotte, State of North Carolina, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 15th day of October, 2007.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 15th day of October, 2007, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 2011.



[Signature]
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 12 day of February, 2008

WARNING: THIS POWER OF ATTORNEY IS INVALID WITHOUT THE RED BORDER


Kori M. Johanson, Assistant Secretary



To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at www.travelersbond.com. Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.

CONTRACT PERFORMANCE BOND

Bond No. 105067607

Date of Contract Performance
Bond Execution: February 12, 2008

Name of Principal: Smith-Rowe, Inc.
Contractor 639 Old Highway 52 South, Mount, Airy, NC 27030

Name of Surety: Travelers Casualty and Surety Company of America
One Tower Square, Hartford, CT 06183

Name of Contracting Body: North Carolina Department of Transportation
Raleigh, North Carolina

Amount of Bond: \$598,671.32

Contract ID No.: C201759

County Name(s): Forsyth

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL and SURETY above named, are held and firmly bound unto the above named Contracting Body, hereinafter called the Contracting Body, in the penal sum of the amount stated above for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH that whereas the principal entered into a certain contract with the Contracting Body, numbered as shown above and hereto attached:

NOW THEREFORE, if the principal shall well and truly perform and fulfill all the undertakings, covenants, terms, conditions, and agreements of said contract during the original term of said contract and any extensions thereof that may be granted by the Contracting Body, with or without notice to the Surety, and during the life of any guaranty required under the contract, and shall also well and truly perform and fulfill all the undertakings, covenants, terms, conditions, and agreements of any and all duly authorized modifications of said contract that may hereafter be made, notice of which modifications to the surety being hereby waived, then this obligation to be void; otherwise to remain in full force and virtue.

IN WITNESS WHEREOF, the above-bounden parties have executed this instrument under their several seals on the date indicated above, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by its undersigned representative, pursuant to authority of its governing body.

Contract Number C201759
County Forsyth

Rev 02-13-04

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

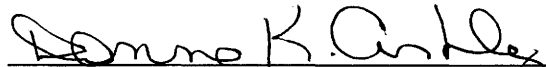
Travelers Casualty and Surety Company of America

Print or type Surety Company Name

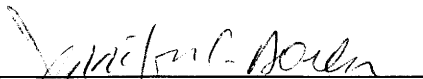
By Donna K. Ashley

Attorney-in-Fact

Print, stamp, or type name of Attorney-in Fact



Signature of Attorney-in-Fact



Signature of witness

Jennifer C. Hoehn

Print or type witness' name

P.O. Box 220748, Charlotte, NC 28222

Address of Attorney-in-Fact

CONTRACT PERFORMANCE BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

SMITH-ROWE, INC.
639 OLD HIGHWAY 52 SOUTH
MOUNT AIRY, NC 27030

Print full name of Corporation

Address as prequalified

By *D. Rowe*
Signature of President, ~~Vice President, Assistant Vice President~~
Delete inappropriate title

D.L. Rowe
Print or type signer's name

Attest *William F. Fulp*
Signature of Secretary, ~~Assistant Secretary~~
Delete inappropriate title

William F. Fulp
Print or type signer's name

Affix Corporate Seal



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 215238

Certificate No. 002136571

KNOW ALL MEN BY THESE PRESENTS: That Seaboard Surety Company is a corporation duly organized under the laws of the State of New York, that St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

Ann D. Newton, Joe E. Hunnicutt, Karen Griffie, William J. Quinn, G. Timothy Wilkerson, James W. Bland, Donna K. Ashley, Wendy E. Lahm, Angela D. Ramsey, John D. Leak III, Jennifer C. Hoehn, and John F. Thomas

of the City of Charlotte, State of North Carolina, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 15th day of October, 2007.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 15th day of October, 2007, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 2011.



[Signature]
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 12 day of February, 2008

WARNING: THIS POWER OF ATTORNEY IS INVALID WITHOUT THE RED BORDER

Kori M. Johanson
Kori M. Johanson, Assistant Secretary



To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at www.travelersbond.com. Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.

