

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

C201879

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C201879

WBS 34351.3.23 STATE FUNDED

T.I.P NO. R-0619EI

COUNTY OF TRANSYLVANIA
THIS IS THE ROADWAY CONTRACT

ROUTE NUMBER NC 281 LENGTH 2.081 MILES

LOCATION NC-281 FROM WEST OF SR-1306 (SLICK FISHER RD) TO NORTH OF
SR-1307.

CONTRACTOR TENNOCA CONSTRUCTION CO., INC.
ADDRESS P.O. BOX 2379
CANDLER, NC 287152379

BIDS OPENED FEBRUARY 19, 2008
CONTRACT EXECUTION MAR 24 2008

Tennoca Construction Company (3181).

Vendor 3 of 6 Vendors for Call Order 025 (Proposal ID C201879).

County: TRANSYLVANIA
Address: 1575 Smokey Park Highway
PO Box 2379
Candler, NC 28715

Phone Number: 8286658331

Signature Check: This bid has been properly signed by Bradley_Valdo_Goodson_3181.

Time Bid Received: Tue Feb 19 12:27:29 2008

Bid Checksum: A55AD9E6

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$2,782,729.65 ✓

Bond ID: SNC08446258

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$139,136.48

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 2/19/08

Surety Name: Morrow Insurance Agency

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

MBE GOAL SET - 2.0%

WBE GOAL SET - 8.0%

MBE GOAL MET - 2.2%

WBE GOAL MET - 9.1%

LIST OF MBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT
12392	HAMILTON HAULING LLC 12 BARCLAY RD. , CANDLER, NC 28715		Sub 60,000.00
TOTAL:			\$60,000.00 2.16%

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT
3269	GML CONTRACTORS, INC. P O BOX 702 , MONROE, NC 28111		Sub 252,465.00
TOTAL:			\$252,465.00 9.07%

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

NCDOT/berc

Vendor 3181's Load Output for Call 025, Letting L080219, 2008-02-19

BondID: SNC08446258

Surety Registry Agency: surety2000

Verified?: Yes

Surety Agency: Morrow Insurance Agency

Bond Execution Date: 2/19/08

Bond Amount: \$139,136.48 (Five Percent of Bid)

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
 MBE COMMITMENT ITEMS

DATE: 01-22-08
 PAGE: 12

PROPOSAL: C201879
 LETTING: L080219 CALL: 025
 VENDOR: 3181 Tennoca Construction Company

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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MBE SUBCONTRACTOR: 12392 HAMILTON HAULING LLC
 Will Use Quote: Yes

0004	0022000000-E	UNCLASSIFIED CY		1.000	60000.00000	60000.00
		1000 hours of truck rental @ \$60.00/hour				

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:	60,000.00
MBE COMMITMENT TOTAL FOR VENDOR (SubContractor)	60,000.00 ✓

TOTAL MBE COMMITMENT FOR VENDOR:	Entered:	2.16% or	60000.00
	Required:	2.00% or	55654.59
		<GOAL MET>	

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
WBE COMMITMENT ITEMS

DATE:01-22-08
PAGE: 13

PROPOSAL: C201879
LETTING: L080219 CALL: 025
VENDOR: 3181 Tennoca Construction Company

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

WBE SUBCONTRACTOR: 3269 GML CONTRACTORS, INC.						
Will Use Quote: Yes						
0071	6036000000-E	MATTING FOR	SY	63000.000	1.85000	116550.00
0072	6037000000-E	COIR FIBER M	SY	530.000	7.50000	3975.00
0073	6038000000-E	PERM SOIL RE	SY	2000.000	8.50000	17000.00
0079	6084000000-E	SEEDING AND	ACR	33.000	1900.00000	62700.00
0080	6090000000-E	SEED FOR REP	LB	2250.000	14.00000	31500.00
0081	6093000000-E	FERT FOR REP	TON	2.100	1000.00000	2100.00
0082	6108000000-E	FERTILIZER T	TON	0.800	800.00000	640.00
0085	6117000000-N	RESPONSE FOR	EA	30.000	600.00000	18000.00

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						252,465.00
WBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						252,465.00
TOTAL WBE COMMITMENT FOR VENDOR:						
				Entered:	9.07% or	252465.00
				Required:	8.00% or	222618.37
						<GOAL MET>

State of NC
Dept of Transportation

Date: 01-22-08
Revised:

Contract ID: C201879 Project(s): STATE FUNDED
Letting Date: 02-19-08 Call Order: 025
Bidder: 3181 - Tennoca Construction Company

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			78,000.00
0002	0001000000-E CLEARING & GRUBBING .. ACRE(S)	LUMP	LUMP			133,000.00
0003	0008000000-E SUPPLEMENTARY CLEARING & GRUB-BING	2.000 ACR	1,000.00000			2,000.00
0004	0022000000-E UNCLASSIFIED EXCAVATION	105,200.000 CY	7.10000			746,920.00
0005	0036000000-E UNDERCUT EXCAVATION	400.000 CY	5.00000			2,000.00
0006	0156000000-E REMOVAL OF EXISTING ASPHALT PAVEMENT	180.000 SY	5.00000			900.00
0007	0241000000-E GENERIC GRADING ITEM GABION WALL	160.000 SY	229.82000			36,771.20
0008	0318000000-E FOUNDATION CONDITIONING MATERIAL, MINOR STRS	255.000 TON	27.00000			6,885.00
0009	0343000000-E 15" SIDE DRAIN PIPE	270.000 LF	30.00000			8,100.00
0010	0344000000-E 18" SIDE DRAIN PIPE	50.000 LF	37.00000			1,850.00
0011	0714000000-E 18" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	1,330.000 LF	40.00000			53,200.00

State of NC
Dept of Transportation

Date: 01-22-08
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Contract ID: C201879 Project(s): STATE FUNDED
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Bidder: 3181 - Tennoca Construction Company

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	0720000000-E 24" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	135.000 LF	50.00000		6,750.00	
0013	0726000000-E 30" BIT COAT CS PIPE CULVERTS, TYPE B 0.079" THICK	215.000 LF	60.00000		12,900.00	
0014	0732000000-E 36" BIT COAT CS PIPE CULVERTS, TYPE B 0.079" THICK	260.000 LF	70.00000		18,200.00	
0015	0744000000-E 48" BIT COAT CS PIPE CULVERTS, TYPE B 0.109" THICK	45.000 LF	150.00000		6,750.00	
0016	0908000000-E ***" X ***" BIT COAT CS PIPE ARCH CULVERTS, TYPE B ***** THICK (95" X 67", 0.109")	75.000 LF	300.00000		22,500.00	
0017	0995000000-E PIPE REMOVAL	300.000 LF	7.00000		2,100.00	
0018	1011000000-N FINE GRADING	LUMP	LUMP		100,000.00	
0019	1121000000-E AGGREGATE BASE COURSE	12,300.000 TON	18.00000		221,400.00	
0020	1220000000-E INCIDENTAL STONE BASE	11,250.000 TON	18.00000		202,500.00	
0021	2022000000-E SUBDRAIN EXCAVATION	180.000 CY	1.00000		180.00	
0022	2033000000-E SUBDRAIN FINE AGGREGATE	135.000 CY	35.00000		4,725.00	
0023	2044000000-E 6" PERFORATED SUBDRAIN PIPE	800.000 LF	16.00000		12,800.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	EA 24.000	15.00000		360.00	
0025	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	EA 2.000	200.00000		400.00	
0026	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	LF 12.000	20.00000		240.00	
0027	2209000000-E ENDWALLS	CY 13.300	1,000.00000		13,300.00	
0028	2220000000-E REINFORCED ENDWALLS	CY 8.600	1,200.00000		10,320.00	
0029	2253000000-E PIPE COLLARS	CY 0.600	1,000.00000		600.00	
0030	2286000000-N MASONRY DRAINAGE STRUCTURES	EA 1.000	2,500.00000		2,500.00	
0031	2365000000-N FRAME WITH TWO GRATES, STD 840.22	EA 1.000	600.00000		600.00	
0032	3030000000-E STEEL BM GUARDRAIL	LF 4,500.000	13.65000		61,425.00	
0033	3045000000-E STEEL BM GUARDRAIL, SHOP CURVED	LF 750.000	16.80000		12,600.00	
0034	3150000000-N ADDITIONAL GUARDRAIL POSTS	EA 15.000	10.50000		157.50	
0035	3195000000-N GUARDRAIL ANCHOR UNITS, TYPE AT-1	EA 1.000	472.50000		472.50	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0036	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	EA 26.000	1,669.50000		43,407.00	
0037	3360000000-E REMOVE EXISTING GUARDRAIL	LF 130.000	1.05000		136.50	
0038	3503000000-E WOVEN WIRE FENCE, 47" FABRIC	LF 530.000	2.73000		1,446.90	
0039	3506000000-E 4" TIMBER FENCE POSTS, ***** LONG (8')	EA 16.000	26.25000		420.00	
0040	3509000000-E 4" TIMBER FENCE POSTS, 7'-6" LONG	EA 14.000	16.80000		235.20	
0041	3512000000-E 5" TIMBER FENCE POSTS, ***** LONG (8'-6")	EA 10.000	47.25000		472.50	
0042	3515000000-E 5" TIMBER FENCE POSTS, 8'-0" LONG	EA 10.000	39.90000		399.00	
0043	3557000000-E ADDITIONAL BARBED WIRE	LF 300.000	2.10000		630.00	
0044	3559000000-E ** STRAND BARBED WIRE FENCE WITH POSTS (3)	LF 970.000	4.20000		4,074.00	
0045	3559000000-E ** STRAND BARBED WIRE FENCE WITH POSTS (4)	LF 730.000	5.25000		3,832.50	
0046	3559000000-E ** STRAND BARBED WIRE FENCE WITH POSTS (5)	LF 230.000	5.88000		1,352.40	
0047	3566000000-E WOVEN WIRE FENCE RESET	LF 525.000	5.25000		2,756.25	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0048	3569000000-E BARBED WIRE FENCE RESET	1,925.000 LF	5.04000		9,702.00	
0049	3642000000-E RIP RAP, CLASS A	2,000.000 TON	36.00000		72,000.00	
0050	3649000000-E RIP RAP, CLASS B	90.000 TON	36.00000		3,240.00	
0051	3651000000-E BOULDERS	37.000 TON	90.00000		3,330.00	
0052	3656000000-E FILTER FABRIC FOR DRAINAGE	5,800.000 SY	2.50000		14,500.00	
0053	4400000000-E WORK ZONE SIGNS (STATIONARY)	334.000 SF	7.00000		2,338.00	
0054	4405000000-E WORK ZONE SIGNS (PORTABLE)	96.000 SF	10.00000		960.00	
0055	4430000000-N DRUMS	120.000 EA	30.00000		3,600.00	
0056	4445000000-E BARRICADES (TYPE III)	128.000 LF	30.00000		3,840.00	
0057	4455000000-N FLAGGER	500.000 MD	135.00000		67,500.00	
0058	4507000000-E WATER FILLED BARRIER	1,500.000 LF	45.00000		67,500.00	
0059	4508000000-E RESET WATER FILLED BARRIER	10,000.000 LF	7.35000		73,500.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0060	6000000000-E TEMPORARY SILT FENCE	5,500.000 LF	2.29000		12,595.00	
0061	6006000000-E STONE FOR EROSION CONTROL, CLASS A	70.000 TON	36.00000		2,520.00	
0062	6009000000-E STONE FOR EROSION CONTROL, CLASS B	3,000.000 TON	36.00000		108,000.00	
0063	6012000000-E SEDIMENT CONTROL STONE	1,100.000 TON	36.00000		39,600.00	
0064	6015000000-E TEMPORARY MULCHING	11.000 ACR	900.00000		9,900.00	
0065	6018000000-E SEED FOR TEMPORARY SEEDING	200.000 LB	3.00000		600.00	
0066	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	2.100 TON	900.00000		1,890.00	
0067	6024000000-E TEMPORARY SLOPE DRAINS	800.000 LF	15.00000		12,000.00	
0068	6027000000-N INLET PROTECTION AT TEMPORARY SLOPE DRAINS	22.000 EA	115.00000		2,530.00	
0069	6029000000-E SAFETY FENCE	3,410.000 LF	2.08000		7,092.80	
0070	6030000000-E SILT EXCAVATION	5,600.000 CY	4.00000		22,400.00	
0071	6036000000-E MATTING FOR EROSION CONTROL	63,000.000 SY	1.94000		122,220.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0072	6037000000-E COIR FIBER MAT	530.000 SY	7.88000		4,176.40	
0073	6038000000-E PERMANENT SOIL REINFORCEMENT MAT	2,000.000 SY	8.93000		17,860.00	
0074	6042000000-E 1/4" HARDWARE CLOTH	4,000.000 LF	3.00000		12,000.00	
0075	6045000000-E *** TEMPORARY PIPE (12")	500.000 LF	16.00000		8,000.00	
0076	6071030000-E COIR FIBER BAFFLES	1,200.000 LF	5.00000		6,000.00	
0077	6071050000-E *** SKIMMER (2")	57.000 EA	1,200.00000		68,400.00	
0078	6071050000-E *** SKIMMER (3")	4.000 EA	1,430.00000		5,720.00	
0079	6084000000-E SEEDING & MULCHING	33.000 ACR	1,995.00000		65,835.00	
0080	6090000000-E SEED FOR REPAIR SEEDING	2,250.000 LB	14.70000		33,075.00	
0081	6093000000-E FERTILIZER FOR REPAIR SEEDING	2.100 TON	1,050.00000		2,205.00	
0082	6108000000-E FERTILIZER TOPDRESSING	0.800 TON	840.00000		672.00	
0083	6111000000-E IMPERVIOUS DIKE	120.000 LF	20.00000		2,400.00	

State of NC
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Date: 01-22-08
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Contract ID: C201879 Project(s): STATE FUNDED
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 Bidder: 3181 - Tennoca Construction Company

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0084	6114000000-N SPECIALIZED HAND MOWING	160.000 HR	73.50000		11,760.00	
0085	6117000000-N RESPONSE FOR EROSION CONTROL	30.000 EA	630.00000		18,900.00	
0086	6147000000-E GENERIC EROSION CONTROL ITEM TEMPORARY CHANNEL DIVERSION	1,320.000 LF	15.00000		19,800.00	
Section 0001 Total						2,782,729.65
Bid Total						2,782,729.65

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.

Contract Item Sheets For C201879

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	78,000.00	78,000.00
0002	0001000000-E	200	CLEARING & GRUBBING .. ACRE(S)	Lump Sum LS	133,000.00	133,000.00
0003	0008000000-E	200	SUPPLEMENTARY CLEARING & GRUB- BING	2 ACR	1,000.00	2,000.00
0004	0022000000-E	225	UNCLASSIFIED EXCAVATION	105,200 CY	7.10	746,920.00
0005	0036000000-E	225	UNDERCUT EXCAVATION	400 CY	5.00	2,000.00
0006	0156000000-E	250	REMOVAL OF EXISTING ASPHALT PAVEMENT	180 SY	5.00	900.00
0007	0241000000-E	SP	GENERIC GRADING ITEM GABION WALL	160 SY	229.82	36,771.20
0008	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	255 TON	27.00	6,885.00
0009	0343000000-E	310	15" SIDE DRAIN PIPE	270 LF	30.00	8,100.00
0010	0344000000-E	310	18" SIDE DRAIN PIPE	50 LF	37.00	1,850.00
0011	0714000000-E	310	18" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	1,330 LF	40.00	53,200.00
0012	0720000000-E	310	24" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	135 LF	50.00	6,750.00
0013	0726000000-E	310	30" BIT COAT CS PIPE CULVERTS, TYPE B 0.079" THICK	215 LF	60.00	12,900.00
0014	0732000000-E	310	36" BIT COAT CS PIPE CULVERTS, TYPE B 0.079" THICK	260 LF	70.00	18,200.00
0015	0744000000-E	310	48" BIT COAT CS PIPE CULVERTS, TYPE B 0.109" THICK	45 LF	150.00	6,750.00
0016	0908000000-E	310	**** X **** BIT COAT CS PIPE ARCH CULVERTS, TYPE B ***** THICK (95" X 67", 0.109")	75 LF	300.00	22,500.00
0017	0995000000-E	340	PIPE REMOVAL	300 LF	7.00	2,100.00
0018	1011000000-N	500	FINE GRADING	Lump Sum LS	100,000.00	100,000.00

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	1121000000-E	520	AGGREGATE BASE COURSE	12,300 TON	18.00	221,400.00
0020	1220000000-E	545	INCIDENTAL STONE BASE	11,250 TON	18.00	202,500.00
0021	2022000000-E	815	SUBDRAIN EXCAVATION	180 CY	1.00	180.00
0022	2033000000-E	815	SUBDRAIN FINE AGGREGATE	135 CY	35.00	4,725.00
0023	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	800 LF	16.00	12,800.00
0024	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	24 EA	15.00	360.00
0025	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	2 EA	200.00	400.00
0026	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	12 LF	20.00	240.00
0027	2209000000-E	838	ENDWALLS	13.3 CY	1,000.00	13,300.00
0028	2220000000-E	838	REINFORCED ENDWALLS	8.6 CY	1,200.00	10,320.00
0029	2253000000-E	840	PIPE COLLARS	0.6 CY	1,000.00	600.00
0030	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	1 EA	2,500.00	2,500.00
0031	2365000000-N	840	FRAME WITH TWO GRATES, STD 840.22	1 EA	600.00	600.00
0032	3030000000-E	862	STEEL BM GUARDRAIL	4,500 LF	13.65	61,425.00
0033	3045000000-E	862	STEEL BM GUARDRAIL, SHOP CURVED	750 LF	16.80	12,600.00
0034	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	15 EA	10.50	157.50
0035	3195000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE AT-1	1 EA	472.50	472.50
0036	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	26 EA	1,669.50	43,407.00
0037	3360000000-E	863	REMOVE EXISTING GUARDRAIL	130 LF	1.05	136.50

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0038	3503000000-E	866	WOVEN WIRE FENCE, 47" FABRIC	530 LF	2.73	1,446.90
0039	3506000000-E	866	4" TIMBER FENCE POSTS, ***** LONG (8')	16 EA	26.25	420.00
0040	3509000000-E	866	4" TIMBER FENCE POSTS, 7'-6" LONG	14 EA	16.80	235.20
0041	3512000000-E	866	5" TIMBER FENCE POSTS, ***** LONG (8'-6")	10 EA	47.25	472.50
0042	3515000000-E	866	5" TIMBER FENCE POSTS, 8'-0" LONG	10 EA	39.90	399.00
0043	3557000000-E	866	ADDITIONAL BARBED WIRE	300 LF	2.10	630.00
0044	3559000000-E	866	** STRAND BARBED WIRE FENCE WITH POSTS (3)	970 LF	4.20	4,074.00
0045	3559000000-E	866	** STRAND BARBED WIRE FENCE WITH POSTS (4)	730 LF	5.25	3,832.50
0046	3559000000-E	866	** STRAND BARBED WIRE FENCE WITH POSTS (5)	230 LF	5.88	1,352.40
0047	3566000000-E	867	WOVEN WIRE FENCE RESET	525 LF	5.25	2,756.25
0048	3569000000-E	867	BARBED WIRE FENCE RESET	1,925 LF	5.04	9,702.00
0049	3642000000-E	876	RIP RAP, CLASS A	2,000 TON	36.00	72,000.00
0050	3649000000-E	876	RIP RAP, CLASS B	90 TON	36.00	3,240.00
0051	3651000000-E	SP	BOULDERS	37 TON	90.00	3,330.00
0052	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	5,800 SY	2.50	14,500.00
0053	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	334 SF	7.00	2,338.00
0054	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	96 SF	10.00	960.00
0055	4430000000-N	1130	DRUMS	120 EA	30.00	3,600.00

Contract Item Sheets For C201879

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0056	4445000000-E	1145	BARRICADES (TYPE III)	128 LF	30.00	3,840.00
0057	4455000000-N	1150	FLAGGER	500 MD	135.00	67,500.00
0058	4507000000-E	SP	WATER FILLED BARRIER	1,500 LF	45.00	67,500.00
0059	4508000000-E	SP	RESET WATER FILLED BARRIER	10,000 LF	7.35	73,500.00
0060	6000000000-E	1605	TEMPORARY SILT FENCE	5,500 LF	2.29	12,595.00
0061	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	70 TON	36.00	2,520.00
0062	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	3,000 TON	36.00	108,000.00
0063	6012000000-E	1610	SEDIMENT CONTROL STONE	1,100 TON	36.00	39,600.00
0064	6015000000-E	1615	TEMPORARY MULCHING	11 ACR	900.00	9,900.00
0065	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	200 LB	3.00	600.00
0066	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEED- ING	2.1 TON	900.00	1,890.00
0067	6024000000-E	1622	TEMPORARY SLOPE DRAINS	800 LF	15.00	12,000.00
0068	6027000000-N	1622	INLET PROTECTION AT TEMPORARY SLOPE DRAINS	22 EA	115.00	2,530.00
0069	6029000000-E	SP	SAFETY FENCE	3,410 LF	2.08	7,092.80
0070	6030000000-E	1630	SILT EXCAVATION	5,600 CY	4.00	22,400.00
0071	6036000000-E	1631	MATTING FOR EROSION CONTROL	63,000 SY	1.94	122,220.00
0072	6037000000-E	SP	COIR FIBER MAT	530 SY	7.88	4,176.40
0073	6038000000-E	SP	PERMANENT SOIL REINFORCEMENT MAT	2,000 SY	8.93	17,860.00
0074	6042000000-E	1632	1/4" HARDWARE CLOTH	4,000 LF	3.00	12,000.00

Contract Item Sheets For C201879

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0075	6045000000-E	SP	*** TEMPORARY PIPE (12")	500 LF	16.00	8,000.00
0076	6071030000-E	SP	COIR FIBER BAFFLES	1,200 LF	5.00	6,000.00
0077	6071050000-E	SP	*** SKIMMER (2")	57 EA	1,200.00	68,400.00
0078	6071050000-E	SP	*** SKIMMER (3")	4 EA	1,430.00	5,720.00
0079	6084000000-E	1660	SEEDING & MULCHING	33 ACR	1,995.00	65,835.00
0080	6090000000-E	1661	SEED FOR REPAIR SEEDING	2,250 LB	14.70	33,075.00
0081	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	2.1 TON	1,050.00	2,205.00
0082	6108000000-E	1665	FERTILIZER TOPDRESSING	0.8 TON	840.00	672.00
0083	6111000000-E	SP	IMPERVIOUS DIKE	120 LF	20.00	2,400.00
0084	6114000000-N	SP	SPECIALIZED HAND MOWING	160 HR	73.50	11,760.00
0085	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	30 EA	630.00	18,900.00
0086	6147000000-E	SP	GENERIC EROSION CONTROL ITEM TEMPORARY CHANNEL DIVERSION	1,320 LF	15.00	19,800.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

✓ \$2,782,729.65

Contract Number C201879
County TRANSWANTIA

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

TENDON CONSTRUCTION COMPANY

Print or type full name of Corporation

PO BOX 2379 CAJOLE, NC 28715

Address as Prequalified

Attest

[Signature]

Secretary/Assistant Secretary

Delete inappropriate title

By

[Signature]
President/Vice President/Assistant Vice President
Delete inappropriate title

TIMOTHY M. GOODSON

Print or type signer's name

BRODER V. GOODSON

Print or type signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

12th day of March 2008

Margaret D. Johnson
Signature of Notary Public

of Blount County

State of North Carolina

My Commission Expires: 07/12/2011

EXECUTION OF CONTRACT

NON-COLLUSION AFFIDAVIT, AND DEBARMENT CERTIFICATION

Contract Number C201879
County TRANSVALE

Rev 02-17-04

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: C201879

County: Transylvania

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION



Contract Officer

3/24/08

Date

Execution of Contract and Bonds
Approved as to Form:



Assistant Attorney General

CONTRACT PAYMENT BOND

Date of Payment:
Bond Execution: March 10, 2008

Name of Principal:
Contractor Tennoca Construction Company
Po Box 2379
Candler, NC 28715

Name of Surety: Travelers Casualty and Surety Company of America
Hartford, CT

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

Amount of Bond: \$2,782,729.65

Contract ID No.: C201879

County Name(s): Transylvania

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.

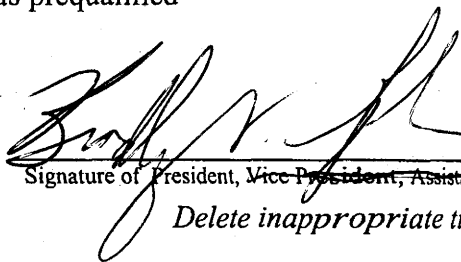
CONTRACT PAYMENT BOND

CORPORATION

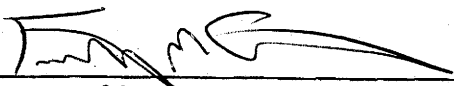
SIGNATURE OF CONTRACTOR (Principal)

Tennoca Construction Company
Print or type full name of Corporation

Po Box 2379 Candler, NC 28715
Address as prequalified

By 
~~Signature of President, Vice President, Assistant Vice President~~
Delete inappropriate title

BRADLEY V. GOODSON
Print or type signer's name

Attest 
Signature of Secretary, Assistant Secretary
Delete inappropriate title

TIMOTHY M. GOODSON
Print or type signer's name

Affix Corporate Seal

Contract No. C201879
County Transylvania

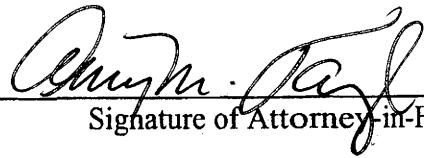
Rev 02-13-04

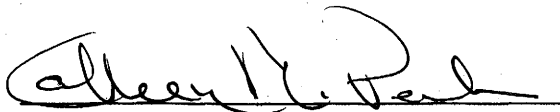
CONTRACT PAYMENT BOND

Affix Seal of Surety Company

Travelers Casualty and Surety Company of America
Print or type Surety Company Name

By Amy M. Tayler - Attorney-in-Fact
Print, stamp or type name of Attorney-in-Fact


Signature of Attorney-in-Fact


Signature of witness

Colleen M Peck
Print or type witness' name

PO Box 1109, Hendersonville, NC 28793
Address of Attorney-in-Fact

CONTRACT PERFORMANCE BOND

Date of Contract Performance

Bond Execution: March 10, 2008

Name of Principal: Tennoca Construction Company

Contractor Po Box 2379 Candler, NC 28715

Name of Surety: Travelers Casualty and Surety Company of America

Hartford, Connecticut

Name of Contracting Body: North Carolina Department of Transportation

Raleigh, North Carolina

Amount of Bond: \$2,782,729.65

Contract ID No.: C201879

County Name(s): Transylvania

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.

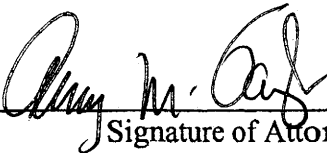
IN WITNESS WHEREOF, the above-bounden parties have executed this instrument under their several seals on the date indicated above, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by its undersigned representative, pursuant to authority of its governing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


CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Travelers Casualty and Surety Company of America
Print or type Surety Company Name

By Amy M. Tayler Attorney-in-Fact
Attorney-in-Fact
Print, stamp, or type name of Attorney-in Fact


Signature of Attorney-in-Fact


Signature of witness

Colleen M. Peck
Print or type witness' name

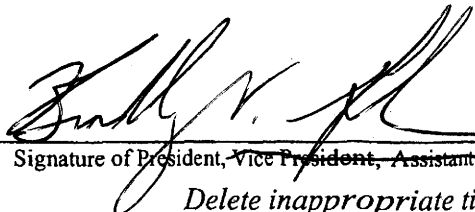
PO Box 1109, Hendersonville, NC 28793
Address of Attorney-in-Fact

CONTRACT PERFORMANCE BOND
CORPORATION


SIGNATURE OF CONTRACTOR (Principal)

Tennoca Construction Company
Print full name of Corporation

Po Box 2379 Candler, NC 28715
Address as prequalified

By 
Signature of President, ~~Vice President, Assistant Vice President~~
Delete inappropriate title

BENTLEY V. GOODSON
Print or type signer's name

Attest 
Signature of Secretary, ~~Assistant Secretary~~
Delete inappropriate title

TIMOTHY M. GOODSON
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. 218853

Certificate No. 001729020

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

Carolyn B. Wilson, David G. Shaffer, Robert L. Cranford, Jennifer L. Gordon, Amy M. Tayler, Joyce C. Biddix, and David Brett Shaffer

of the City of Hendersonville, 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 6th day of July, 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 6th day of July, 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 10th day of march, 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.stpaultravelersbond.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.

