

AA

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

C201931

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C201931

WBS 33825.3.1 BRZ-1304(8)

T.I.P NO. B-4665

COUNTY OF WARREN

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER SR 1304 LENGTH 0.170 MILES

LOCATION BRIDGE OVER HAWTREE CREEK AND APPROACHES ON SR-1304.

CONTRACTOR ATWELL CONSTRUCTION CO INC

ADDRESS 305 AIRPORT ROAD
GREENVILLE, NC 278341408

BIDS OPENED SEPTEMBER 16, 2008

CONTRACT EXECUTION OCT 21 2008

Atwell Construction (12479).

Vendor 1 of 6 Vendors for Call Order 004 (Proposal ID C201931).

County: WARREN
Address: 305 Airport Rd.
Greenville, NC 27834

Phone Number: 2523417903

Signature Check: This bid has been properly signed by Timothy_A._Meyer_12479.

Time Bid Received: Tue Sep 16 13:43:57 2008

Bid Checksum: 663A9FE4

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$869,800.00 ✓

Bond ID: D8WK-2MPG-V6H4-74MX

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$43,490.00

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: September 16, 2008

Surety Name: Rutherford

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

DBE GOAL SET - 6.0%
DBE GOAL MET - 6.5%

LIST OF DBE PARTICIPANTS

| VENDOR NUMBER | DBE NAME ADDRESS | WORK CODE TYPE OF WORK | CERT TYPE AMOUNT |
|---------------|--|------------------------|----------------------|
| 2095 | PARRISH CO., INC. 501 BETHLEHEM PIKE , PARIS, KY 40361 | | Sub 44,397.00 |
| 2976 | CAROLINA ENVIRONMENTAL CONTRACT POST OFFICE BOX 1905 , MT. AIRY, NC 27030 | | Sub 12,410.00 |
| TOTAL: | | | \$56,807.00 6.53% |

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 | |

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

BondID: D8WK-2MPG-V6H4-74MX
Surety Registry Agency: SurePathNetwork
Verified?: Yes
Surety Agency: Rutherford
Bond Execution Date: September 16, 2008
Bond Amount: \$43,490.00 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 08-19-08
Revised:

Contract ID: C201931 Project(s): BRZ-1304(8)
Letting Date: 09-16-08 Call Order: 004
Bidder: 12479 - Atwell Construction

| Line No. | Item Description | Approx. Quantity and Units | Unit Price | | Bid Amount | |
|----------------------------|---|----------------------------|------------|-----------|------------|------------|
| | | | Dollars | Cts | Dollars | Cts |
| Section 0001 ROADWAY ITEMS | | | | | | |
| Alt Group | | | | | | |
| 0001 | 0000100000-N MOBILIZATIO N | LUMP | LUMP | | | 40,000.00 |
| 0002 | 0000400000-N CONSTRUCTIO N SURVEYING | LUMP | LUMP | | | 14,000.00 |
| 0003 | 0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (15+81.00) | LUMP | LUMP | | | 10,026.48 |
| 0004 | 0043000000-N GRADING | LUMP | LUMP | | | 109,000.00 |
| 0005 | 0050000000-E SUPPLEMENTA RY CLEARING & GRUB-BING | ACR | 1.000 | 100.00000 | | 100.00 |
| 0006 | 0057000000-E UNDERCUT EXCAVATION | CY | 200.000 | 28.00000 | | 5,600.00 |
| 0007 | 0134000000-E DRAINAGE DITCH EXCAVATION | CY | 35.000 | 22.00000 | | 770.00 |
| 0008 | 0195000000-E SELECT GRANULAR MATERIAL | CY | 200.000 | 11.00000 | | 2,200.00 |
| 0009 | 0196000000-E FABRIC FOR SOIL STABILIZATION | SY | 200.000 | 2.30000 | | 460.00 |
| 0010 | 0318000000-E FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS | TON | 5.000 | 50.00000 | | 250.00 |

State of NC
Dept of Transportation

Date: 08-19-08
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Contract ID: C201931
Letting Date: 09-16-08 Call Order: 004
Bidder: 12479 - Atwell Construction

Project(s): BRZ-1304(8)

| Line No. | Item Description | Approx. Quantity and Units | Unit Price | | Bid Amount | |
|----------|---|----------------------------|------------|-----|------------|----|
| | | | Dollars | Cts | Dollars | Ct |
| 0011 | 0708000000-E 15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK | 40.000 LF | 49.00000 | | 1,960.00 | |
| 0012 | 0806000000-E 15" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK | 4.000 EA | 440.00000 | | 1,760.00 | |
| 0013 | 1220000000-E INCIDENTAL STONE BASE | 100.000 TON | 25.00000 | | 2,500.00 | |
| 0014 | 1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B | 418.000 TON | 80.00000 | | 33,440.00 | |
| 0015 | 1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A | 280.000 TON | 75.00000 | | 21,000.00 | |
| 0016 | 1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22 | 37.000 TON | 850.00000 | | 31,450.00 | |
| 0017 | 2000000000-N RIGHT OF WAY MARKERS | 20.000 EA | 170.00000 | | 3,400.00 | |
| 0018 | 2022000000-E SUBDRAIN EXCAVATION | 23.000 CY | 26.00000 | | 598.00 | |
| 0019 | 2033000000-E SUBDRAIN FINE AGGREGATE | 17.000 CY | 31.00000 | | 527.00 | |
| 0020 | 2044000000-E 6" PERFORATED SUBDRAIN PIPE | 100.000 LF | 9.00000 | | 900.00 | |
| 0021 | 2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS | 3.000 EA | 30.00000 | | 90.00 | |
| 0022 | 2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET | 1.000 EA | 300.00000 | | 300.00 | |

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|----------|--|----------------------------|-------------|-----|------------|----|
| | | | Dollars | Cts | Dollars | Ct |
| 0023 | 2077000000-E 6" OUTLET PIPE (SUBDRAINS) | 6.000 LF | 23.00000 | | 138.00 | |
| 0024 | 2286000000-N MASONRY DRAINAGE STRUCTURES | 2.000 EA | 1,600.00000 | | 3,200.00 | |
| 0025 | 2367000000-N FRAME WITH TWO GRATES, STD 840.29 | 2.000 EA | 400.00000 | | 800.00 | |
| 0026 | 2556000000-E SHOULDER BERM GUTTER | 55.000 LF | 23.00000 | | 1,265.00 | |
| 0027 | 3030000000-E STEEL BM GUARDRAIL | 100.000 LF | 21.00000 | | 2,100.00 | |
| 0028 | 3150000000-N ADDITIONAL GUARDRAIL POSTS | 5.000 EA | 5.00000 | | 25.00 | |
| 0029 | 3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350 | 4.000 EA | 2,000.00000 | | 8,000.00 | |
| 0030 | 3317000000-N GUARDRAIL ANCHOR UNITS, TYPE B-77 | 4.000 EA | 1,450.00000 | | 5,800.00 | |
| 0031 | 3649000000-E RIP RAP, CLASS B | 295.000 TON | 37.00000 | | 10,915.00 | |
| 0032 | 3656000000-E FILTER FABRIC FOR DRAINAGE | 1,965.000 SY | 2.15000 | | 4,224.75 | |
| 0033 | 4072000000-E SUPPORTS, 3-LB STEEL U-CHANNEL | 16.000 LF | 5.25000 | | 84.00 | |
| 0034 | 4102000000-N SIGN ERECTION, TYPE E | 2.000 EA | 75.00000 | | 150.00 | |

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|----------|--|----------------------------|------------|-----|------------|----|
| | | | Dollars | Cts | Dollars | Ct |
| 0035 | 4155000000-N DISPOSAL OF SIGN SYSTEM, U- CHANNEL | 9.000 EA | 9.50000 | | 85.50 | |
| 0036 | 4400000000-E WORK ZONE SIGNS (STATIONARY) | 377.000 SF | 3.95000 | | 1,489.15 | |
| 0037 | 4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED) | 94.000 SF | 5.25000 | | 493.50 | |
| 0038 | 4445000000-E BARRICADES (TYPE III) | 64.000 LF | 21.50000 | | 1,376.00 | |
| 0039 | 4685000000-E THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS) | 1,630.000 LF | 1.00000 | | 1,630.00 | |
| 0040 | 4686000000-E THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS) | 1,630.000 LF | 1.00000 | | 1,630.00 | |
| 0041 | 4770000000-E COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (III) | 340.000 LF | 2.60000 | | 884.00 | |
| 0042 | 4900000000-N PERMANENT RAISED PAVEMENT MARKERS | 20.000 EA | 10.00000 | | 200.00 | |
| 0043 | 6000000000-E TEMPORARY SILT FENCE | 3,300.000 LF | 2.20000 | | 7,260.00 | |
| 0044 | 6006000000-E STONE FOR EROSION CONTROL, CLASS A | 230.000 TON | 35.00000 | | 8,050.00 | |
| 0045 | 6009000000-E STONE FOR EROSION CONTROL, CLASS B | 240.000 TON | 35.00000 | | 8,400.00 | |

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|----------|---|----------------------------|-------------|-----|------------|----|
| | | | Dollars | Cts | Dollars | Ct |
| 0046 | 6012000000-E SEDIMENT CONTROL STONE | 70.000 TON | 32.00000 | | 2,240.00 | |
| 0047 | 6015000000-E TEMPORARY MULCHING | 4.500 ACR | 800.00000 | | 3,600.00 | |
| 0048 | 6018000000-E SEED FOR TEMPORARY SEEDING | 100.000 LB | 6.88000 | | 688.00 | |
| 0049 | 6021000000-E FERTILIZER FOR TEMPORARY SEED-ING | 0.500 TON | 1,800.00000 | | 900.00 | |
| 0050 | 6024000000-E TEMPORARY SLOPE DRAINS | 480.000 LF | 10.00000 | | 4,800.00 | |
| 0051 | 6027000000-N INLET PROTECTION AT TEMPORARY SLOPE DRAINS | 4.000 EA | 200.00000 | | 800.00 | |
| 0052 | 6029000000-E SAFETY FENCE | 250.000 LF | 2.20000 | | 550.00 | |
| 0053 | 6030000000-E SILT EXCAVATION | 400.000 CY | 15.00000 | | 6,000.00 | |
| 0054 | 6036000000-E MATTING FOR EROSION CONTROL | 7,700.000 SY | 1.75000 | | 13,475.00 | |
| 0055 | 6038000000-E PERMANENT SOIL REINFORCEMENT MAT | 130.000 SY | 8.00000 | | 1,040.00 | |
| 0056 | 6042000000-E 1/4" HARDWARE CLOTH | 40.000 LF | 3.00000 | | 120.00 | |
| 0057 | 6071030000-E COIR FIBER BAFFLES | 200.000 LF | 6.00000 | | 1,200.00 | |

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| Line No. | Item Description | Approx. Quantity and Units | Unit Price | | Bid Amount | |
|------------------------------|---|----------------------------|-------------|-----|------------|------------|
| | | | Dollars | Cts | Dollars | Ct |
| 0058 | 6084000000-E SEEDING & MULCHING | 8.000 ACR | 1,888.00000 | | 15,104.00 | |
| 0059 | 6087000000-E MOWING | 2.000 ACR | 180.00000 | | 360.00 | |
| 0060 | 6090000000-E SEED FOR REPAIR SEEDING | 50.000 LB | 12.00000 | | 600.00 | |
| 0061 | 6093000000-E FERTILIZER FOR REPAIR SEEDING | 0.250 TON | 2,800.00000 | | 700.00 | |
| 0062 | 6096000000-E SEED FOR SUPPLEMENTAL SEEDING | 100.000 LB | 4.00000 | | 400.00 | |
| 0063 | 6108000000-E FERTILIZER TOPDRESSING | 2.500 TON | 1,880.00000 | | 4,700.00 | |
| 0064 | 6114000000-N SPECIALIZED HAND MOWING | 5.000 HR | 74.00000 | | 370.00 | |
| 0065 | 6117000000-N RESPONSE FOR EROSION CONTROL | 12.000 EA | 280.00000 | | 3,360.00 | |
| Section 0001 Total | | | | | | 409,538.38 |
| Section 0004 STRUCTURE ITEMS | | | | | | |
| Alt Group | | | | | | |
| 0066 | 8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (15+81.00 -L-) | LUMP | LUMP | | 30,000.00 | |

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Dept of Transportation

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|----------|--|----------------------------|-------------|-----|------------|------------|
| | | | Dollars | Cts | Dollars | Ct |
| 0067 | 8121000000-N UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (15+81.00 -L-) | LUMP | LUMP | | | 5,500.00 |
| 0068 | 8147000000-E REINFORCED CONCRETE DECK SLAB | SF 2,508.000 | 29.00000 | | | 72,732.00 |
| 0069 | 8161000000-E GROOVING BRIDGE FLOORS | SF 2,621.000 | 1.05000 | | | 2,752.05 |
| 0070 | 8182000000-E CLASS A CONCRETE (BRIDGE) | CY 39.500 | 1,200.00000 | | | 47,400.00 |
| 0071 | 8210000000-N BRIDGE APPROACH SLABS, STATION***** (15+81.00 -L-) | LUMP | LUMP | | | 42,000.00 |
| 0072 | 8217000000-E REINFORCING STEEL (BRIDGE) | LB 5,859.000 | 1.00000 | | | 5,859.00 |
| 0073 | 8280000000-E APPROX LBS STRUCTURALSTEEL | LUMP | LUMP | | | 188,000.00 |
| 0074 | 8364000000-E HP12X53 STEEL PILES | LF 280.000 | 110.00000 | | | 30,800.00 |
| 0075 | 8503000000-E CONCRETE BARRIER RAIL | LF 165.820 | 76.00000 | | | 12,602.32 |
| 0076 | 8608000000-E RIP RAP CLASS II (2'-0" THICK) | TON 293.000 | 45.00000 | | | 13,185.00 |
| 0077 | 8622000000-E FILTER FABRIC FOR DRAINAGE | SY 425.000 | 1.25000 | | | 531.25 |

State of NC
 Dept of Transportation

Date: 08-19-08
 Revised:

Contract ID: C201931 Project(s): BRZ-1304(8)
 Letting Date: 09-16-08 Call Order: 004
 Bidder: 12479 - Atwell Construction

| Line No. | Item Description | Approx. Quantity and Units | Unit Price | | Bid Amount | |
|--------------------|-----------------------------------|----------------------------|------------|-----|------------|----|
| | | | Dollars | Cts | Dollars | Ct |
| 0078 | 8657000000-N ELASTOMERIC BEARINGS | LUMP | LUMP | | 2,500.00 | |
| 0079 | 8692000000-N EVAZOTE JOINT SEALS | LUMP | LUMP | | 6,400.00 | |
| Section 0004 Total | | | | | 460,261.62 | |
| Bid Total | | | | | 869,800.00 | ✓ |

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 | |

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:

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:08-19-08
PAGE: 12

PROPOSAL: C201931
LETTING: L080916 CALL: 004
VENDOR: 12479 Atwell Construction

| LINE NO. | ITEM NO. | ITEM DESC. | UNIT TYPE | SUBCONTRACTOR QUANTITY | SUBCONTRACTOR UNIT PRICE | EXTENDED AMOUNT |
|---|--------------|--------------|-----------|------------------------|--------------------------|-----------------|
| DBE SUBCONTRACTOR: 2095 PARRISH CO., INC. | | | | | | |
| Will Use Quote: Yes | | | | | | |
| 0047 | 6015000000-E | TEMPORARY MU | ACR | 4.500 | 800.00000 | 3600.00 |
| 0048 | 6018000000-E | SEED FOR TEM | LB | 100.000 | 6.88000 | 688.00 |
| 0054 | 6036000000-E | MATTING FOR | SY | 7700.000 | 1.75000 | 13475.00 |
| 0055 | 6038000000-E | PERM SOIL RE | SY | 130.000 | 8.00000 | 1040.00 |
| 0058 | 6084000000-E | SEEDING AND | ACR | 8.000 | 1888.00000 | 15104.00 |
| 0059 | 6087000000-E | MOWING | ACR | 2.000 | 180.00000 | 360.00 |
| 0060 | 6090000000-E | SEED FOR REP | LB | 50.000 | 12.00000 | 600.00 |
| 0061 | 6093000000-E | FERT FOR REP | TON | 0.250 | 2800.00000 | 700.00 |
| 0062 | 6096000000-E | SEED FOR SUP | LB | 100.000 | 4.00000 | 400.00 |
| 0063 | 6108000000-E | FERTILIZER T | TON | 2.500 | 1880.00000 | 4700.00 |
| 0064 | 6114000000-N | SPECIALIZED | HR | 5.000 | 74.00000 | 370.00 |
| 0065 | 6117000000-N | RESPONSE FOR | EA | 12.000 | 280.00000 | 3360.00 |

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 44,397.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 44,397.

DBE SUBCONTRACTOR: 2976 CAROLINA ENVIRONMENTAL CONTRACTING,
Will Use Quote: Yes

| | | | | | | |
|------|--------------|--------------|----|----------|-----------|---------|
| 0017 | 2000000000-N | RIGHT OF WAY | EA | 20.000 | 170.00000 | 3400.00 |
| 0043 | 6000000000-E | TEMPORARY SI | LF | 3300.000 | 2.20000 | 7260.00 |
| 0052 | 6029000000-E | SAFETY FENCE | LF | 250.000 | 2.20000 | 550.00 |
| 0057 | 6071030000-E | COIR FIBER B | LF | 200.000 | 6.00000 | 1200.00 |

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 12,410.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 12,410.

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 6.53% or 56807.00
Required: 6.00% or 52188.00
<GOAL MET>

Contract Item Sheets For C201931

| Line # | ItemNumber | Sec # | Description | Quantity Unit | Unit Bid Price | Amount Bid |
|----------------------|--------------|-------|---|----------------|----------------|------------|
| ROADWAY ITEMS | | | | | | |
| 0001 | 0000100000-N | 800 | MOBILIZATION | Lump Sum LS | 40,000.00 | 40,000.00 |
| 0002 | 0000400000-N | 801 | CONSTRUCTION SURVEYING | Lump Sum LS | 14,000.00 | 14,000.00 |
| 0003 | 0029000000-N | SP | REINFORCED BRIDGE APPROACH FILL, STATION ***** (15+81.00) | Lump Sum LS | 10,026.48 | 10,026.48 |
| 0004 | 0043000000-N | 226 | GRADING | Lump Sum LS | 109,000.00 | 109,000.00 |
| 0005 | 0050000000-E | 226 | SUPPLEMENTARY CLEARING & GRUB- BING | 1 ACR | 100.00 | 100.00 |
| 0006 | 0057000000-E | 226 | UNDERCUT EXCAVATION | 200 CY | 28.00 | 5,600.00 |
| 0007 | 0134000000-E | 240 | DRAINAGE DITCH EXCAVATION | 35 CY | 22.00 | 770.00 |
| 0008 | 0195000000-E | 265 | SELECT GRANULAR MATERIAL | 200 CY | 11.00 | 2,200.00 |
| 0009 | 0196000000-E | 270 | FABRIC FOR SOIL STABILIZATION | 200 SY | 2.30 | 460.00 |
| 0010 | 0318000000-E | 300 | FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS | 5 TON | 50.00 | 250.00 |
| 0011 | 0708000000-E | 310 | 15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK | 40 LF | 49.00 | 1,960.00 |
| 0012 | 0806000000-E | 310 | 15" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK | 4 EA | 440.00 | 1,760.00 |
| 0013 | 1220000000-E | 545 | INCIDENTAL STONE BASE | 100 TON | 25.00 | 2,500.00 |
| 0014 | 1489000000-E | 610 | ASPHALT CONC BASE COURSE, TYPE B25.0B | 418 TON | 80.00 | 33,440.00 |
| 0015 | 1525000000-E | 610 | ASPHALT CONC SURFACE COURSE, TYPE SF9.5A | 280 TON | 75.00 | 21,000.00 |
| 0016 | 1560000000-E | 620 | ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22 | 37 TON | 850.00 | 31,450.00 |
| 0017 | 2000000000-N | 806 | RIGHT OF WAY MARKERS | 20 EA | 170.00 | 3,400.00 |
| 0018 | 2022000000-E | 815 | SUBDRAIN EXCAVATION | 23 CY | 26.00 | 598.00 |
| 0019 | 2033000000-E | 815 | SUBDRAIN FINE AGGREGATE | 17 CY | 31.00 | 527.00 |

Contract Item Sheets For C201931

| Line # | ItemNumber | Sec # | Description | Quantity Unit | Unit Bid Price | Amount Bid |
|--------|--------------|-------|---------------------------------------|---------------|----------------|------------|
| 0020 | 2044000000-E | 815 | 6" PERFORATED SUBDRAIN PIPE | 100 LF | 9.00 | 900.00 |
| 0021 | 2055000000-E | 815 | 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS | 3 EA | 30.00 | 90.00 |
| 0022 | 2066000000-N | 815 | CONCRETE PAD FOR SUBDRAIN PIPE OUTLET | 1 EA | 300.00 | 300.00 |
| 0023 | 2077000000-E | 815 | 6" OUTLET PIPE (SUBDRAINS) | 6 LF | 23.00 | 138.00 |
| 0024 | 2286000000-N | 840 | MASONRY DRAINAGE STRUCTURES | 2 EA | 1,600.00 | 3,200.00 |
| 0025 | 2367000000-N | 840 | FRAME WITH TWO GRATES, STD 840.29 | 2 EA | 400.00 | 800.00 |
| 0026 | 2556000000-E | 846 | SHOULDER BERM GUTTER | 55 LF | 23.00 | 1,265.00 |
| 0027 | 3030000000-E | 862 | STEEL BM GUARDRAIL | 100 LF | 21.00 | 2,100.00 |
| 0028 | 3150000000-N | 862 | ADDITIONAL GUARDRAIL POSTS | 5 EA | 5.00 | 25.00 |
| 0029 | 3270000000-N | SP | GUARDRAIL ANCHOR UNITS, TYPE 350 | 4 EA | 2,000.00 | 8,000.00 |
| 0030 | 3317000000-N | 862 | GUARDRAIL ANCHOR UNITS, TYPE B-77 | 4 EA | 1,450.00 | 5,800.00 |
| 0031 | 3649000000-E | 876 | RIP RAP, CLASS B | 295 TON | 37.00 | 10,915.00 |
| 0032 | 3656000000-E | 876 | FILTER FABRIC FOR DRAINAGE | 1,965 SY | 2.15 | 4,224.75 |
| 0033 | 4072000000-E | 903 | SUPPORTS, 3-LB STEEL U-CHANNEL | 16 LF | 5.25 | 84.00 |
| 0034 | 4102000000-N | 904 | SIGN ERECTION, TYPE E | 2 EA | 75.00 | 150.00 |
| 0035 | 4155000000-N | 907 | DISPOSAL OF SIGN SYSTEM, U-CHANNEL | 9 EA | 9.50 | 85.50 |
| 0036 | 4400000000-E | 1110 | WORK ZONE SIGNS (STATIONARY) | 377 SF | 3.95 | 1,489.15 |
| 0037 | 4410000000-E | 1110 | WORK ZONE SIGNS (BARRICADE MOUNTED) | 94 SF | 5.25 | 493.50 |
| 0038 | 4445000000-E | 1145 | BARRICADES (TYPE III) | 64 LF | 21.50 | 1,376.00 |

Contract Item Sheets For C201931

| Line # | ItemNumber | Sec # | Description | Quantity Unit | Unit Bid Price | Amount Bid |
|--------|--------------|-------|---|---------------|----------------|------------|
| 0039 | 4685000000-E | 1205 | THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS) | 1,630 LF | 1.00 | 1,630.00 |
| 0040 | 4686000000-E | 1205 | THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS) | 1,630 LF | 1.00 | 1,630.00 |
| 0041 | 4770000000-E | 1205 | COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (III) | 340 LF | 2.60 | 884.00 |
| 0042 | 4900000000-N | 1251 | PERMANENT RAISED PAVEMENT MARKERS | 20 EA | 10.00 | 200.00 |
| 0043 | 6000000000-E | 1605 | TEMPORARY SILT FENCE | 3,300 LF | 2.20 | 7,260.00 |
| 0044 | 6006000000-E | 1610 | STONE FOR EROSION CONTROL, CLASS A | 230 TON | 35.00 | 8,050.00 |
| 0045 | 6009000000-E | 1610 | STONE FOR EROSION CONTROL, CLASS B | 240 TON | 35.00 | 8,400.00 |
| 0046 | 6012000000-E | 1610 | SEDIMENT CONTROL STONE | 70 TON | 32.00 | 2,240.00 |
| 0047 | 6015000000-E | 1615 | TEMPORARY MULCHING | 4.5 ACR | 800.00 | 3,600.00 |
| 0048 | 6018000000-E | 1620 | SEED FOR TEMPORARY SEEDING | 100 LB | 6.88 | 688.00 |
| 0049 | 6021000000-E | 1620 | FERTILIZER FOR TEMPORARY SEEDING | 0.5 TON | 1,800.00 | 900.00 |
| 0050 | 6024000000-E | 1622 | TEMPORARY SLOPE DRAINS | 480 LF | 10.00 | 4,800.00 |
| 0051 | 6027000000-N | 1622 | INLET PROTECTION AT TEMPORARY SLOPE DRAINS | 4 EA | 200.00 | 800.00 |
| 0052 | 6029000000-E | SP | SAFETY FENCE | 250 LF | 2.20 | 550.00 |
| 0053 | 6030000000-E | 1630 | SILT EXCAVATION | 400 CY | 15.00 | 6,000.00 |
| 0054 | 6036000000-E | 1631 | MATTING FOR EROSION CONTROL | 7,700 SY | 1.75 | 13,475.00 |
| 0055 | 6038000000-E | SP | PERMANENT SOIL REINFORCEMENT MAT | 130 SY | 8.00 | 1,040.00 |
| 0056 | 6042000000-E | 1632 | 1/4" HARDWARE CLOTH | 40 LF | 3.00 | 120.00 |

Contract Item Sheets For C201931

| Line # | ItemNumber | Sec # | Description | Quantity Unit | Unit Bid Price | Amount Bid |
|--------|--------------|-------|-------------------------------|---------------|----------------|------------|
| 0057 | 6071030000-E | SP | COIR FIBER BAFFLES | 200 LF | 6.00 | 1,200.00 |
| 0058 | 6084000000-E | 1660 | SEEDING & MULCHING | 8 ACR | 1,888.00 | 15,104.00 |
| 0059 | 6087000000-E | 1660 | MOWING | 2 ACR | 180.00 | 360.00 |
| 0060 | 6090000000-E | 1661 | SEED FOR REPAIR SEEDING | 50 LB | 12.00 | 600.00 |
| 0061 | 6093000000-E | 1661 | FERTILIZER FOR REPAIR SEEDING | 0.25 TON | 2,800.00 | 700.00 |
| 0062 | 6096000000-E | 1662 | SEED FOR SUPPLEMENTAL SEEDING | 100 LB | 4.00 | 400.00 |
| 0063 | 6108000000-E | 1665 | FERTILIZER TOPDRESSING | 2.5 TON | 1,880.00 | 4,700.00 |
| 0064 | 6114000000-N | SP | SPECIALIZED HAND MOWING | 5 HR | 74.00 | 370.00 |
| 0065 | 6117000000-N | SP | RESPONSE FOR EROSION CONTROL | 12 EA | 280.00 | 3,360.00 |

Contract Item Sheets For C201931

| Line # | ItemNumber | Sec # | Description | Quantity Unit | Unit Bid Price | Amount Bid |
|--------|--------------|-------|--|----------------|----------------|------------|
| 0066 | 8035000000-N | 402 | REMOVAL OF EXISTING STRUCTURE AT STATION ***** (15+81.00 -L-) | Lump Sum LS | 30,000.00 | 30,000.00 |
| 0067 | 8121000000-N | 412 | UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (15+81.00 -L-) | Lump Sum LS | 5,500.00 | 5,500.00 |
| 0068 | 8147000000-E | 420 | REINFORCED CONCRETE DECK SLAB | 2,508 SF | 29.00 | 72,732.00 |
| 0069 | 8161000000-E | 420 | GROOVING BRIDGE FLOORS | 2,621 SF | 1.05 | 2,752.05 |
| 0070 | 8182000000-E | 420 | CLASS A CONCRETE (BRIDGE) | 39.5 CY | 1,200.00 | 47,400.00 |
| 0071 | 8210000000-N | 422 | BRIDGE APPROACH SLABS, STATION ***** (15+81.00 -L-) | Lump Sum LS | 42,000.00 | 42,000.00 |
| 0072 | 8217000000-E | 425 | REINFORCING STEEL (BRIDGE) | 5,859 LB | 1.00 | 5,859.00 |
| 0073 | 8280000000-E | 440 | APPROX LBS STRUCTURAL STEEL | 83,900 LS | 188,000.00 | 188,000.00 |
| 0074 | 8364000000-E | 450 | HP12X53 STEEL PILES | 280 LF | 110.00 | 30,800.00 |
| 0075 | 8503000000-E | 460 | CONCRETE BARRIER RAIL | 165.82 LF | 76.00 | 12,602.32 |
| 0076 | 8608000000-E | 876 | RIP RAP CLASS II (2'-0" THICK) | 293 TON | 45.00 | 13,185.00 |
| 0077 | 8622000000-E | 876 | FILTER FABRIC FOR DRAINAGE | 425 SY | 1.25 | 531.25 |
| 0078 | 8657000000-N | 430 | ELASTOMERIC BEARINGS | Lump Sum LS | 2,500.00 | 2,500.00 |
| 0079 | 8692000000-N | SP | EVAZOTE JOINT SEALS | Lump Sum LS | 6,400.00 | 6,400.00 |

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$869,800.00 ✓

Contract Number C201931
County Warren

Rev 7-20-08

**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

Atwell Construction Company, Inc.

Full name of Corporation

305 Airport Road Greenville, NC 27834

Address as Prequalified

Attest

Cinda A Jones

Secretary/Assistant Secretary

Select appropriate title

By

Timothy A. Meyer

President/Vice President/Assistant Vice President

Select appropriate title

Cinda A Jones

Print or type Signer's name

Timothy A Meyer

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

14th day of October 2008

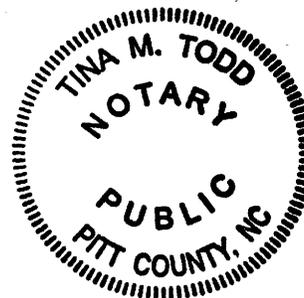
Tina M. Todd

Signature of Notary Public

of Pitt County

State of North Carolina

My Commission Expires: 1/28/13



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.

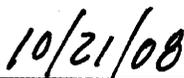
Contract No C201931

County (ies): Warren

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

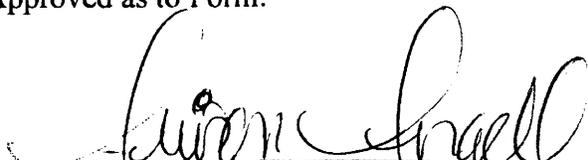


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:


Assistant Attorney General

Contract No. C201931
County Warren

Rev. 5-13-08

Bond No. 1857564

CONTRACT PAYMENT BOND

Date of Payment Bond Execution: October 10, 2008

Name of Principal Contractor: Atwell Construction Co., Inc.

Name of Surety: The Hanover Insurance Company

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

Amount of Bond: Eight Hundred Sixty Nine Thousand
Eight Hundred Dollars and 00/100 (\$869,800.00)

Contract ID No.: C201931

County Name(s): Warren

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL CONTRACTOR (hereafter, 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-bound 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. C201931

Rev 02-13-04

County Warren

CONTRACT PAYMENT BOND

Affix Seal of Surety Company

The Hanover Insurance Company
Print or type Surety Company Name



By Debra S. Ritter
Print, stamp or type name of Attorney-in-Fact

Debra S. Ritter
Signature of Attorney-in-Fact

Surety Phone No.

Angela M. Yount
Signature of witness

Angela M. Yount
Print or type witness' name

6230 Fairview Road, Suite 230
Charlotte, NC 28210
Address of Attorney-in-Fact

Contract No. C201931

Rev 02-13-04

County Warren

CONTRACT PAYMENT BOND

CORPORATION

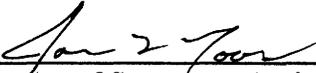
SIGNATURE OF CONTRACTOR (Principal)

Atwell Construction Co., Inc.
Print or type full name of Corporation

305 Airport Road, Greenville, NC 27834
Address as prequalified

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


Print or type signer's name

Attest 
Signature of Secretary; Assistant Secretary
Delete inappropriate title

JASON L. MOOS
Print or type signer's name

Affix Corporate Seal

Contract No. C201931
County Warren

Rev. 5-13-08

Bond No. 1857564

CONTRACT PERFORMANCE BOND

Date of Contract Bond Execution October 10, 2008

Name of Principal Contractor: Atwell Construction Co., Inc.

Name of Surety: The Hanover Insurance Company

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

Amount of Bond: Eight Hundred Sixty Nine Thousand (Eight Hundred Dollars and 00/100 \$869,800.00

Contract ID No.: C201931

County Name(s): Warren

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL CONTRACTOR (hereafter, 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-bound 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 C201931
County Warren

Rev 02-13-04

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

The Hanover Insurance Company
Print or type Surety Company Name



By Debra S. Ritter
Attorney-in-Fact
Print, stamp, or type name of Attorney-in Fact

Debra S. Ritter
Signature of Attorney-in-Fact

Surety Phone No.

Angela M. Yount
Signature of witness

Angela M. Yount
Print or type witness' name

6230 Fairview Road, Suite 230
Charlotte, NC 28210
Address of Attorney-in-Fact

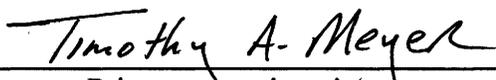
CONTRACT PERFORMANCE BOND
CORPORATION

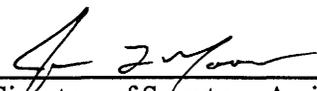
SIGNATURE OF CONTRACTOR (Principal)

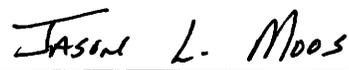
Atwell Construction Co., Inc.
Print full name of Corporation

305 Airport Road, Greenville, NC 27834
Address as prequalified

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


Print or type signer's name

Attest 
Signature of Secretary, Assistant Secretary
Delete inappropriate title


Print or type signer's name

Affix Corporate Seal

THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

POWERS OF ATTORNEY
CERTIFIED COPY

KNOW ALL MEN BY THESE PRESENTS: That THE HANOVER INSURANCE COMPANY and MASSACHUSETTS BAY INSURANCE COMPANY, both being corporations organized and existing under the laws of the State of New Hampshire, and CITIZENS INSURANCE COMPANY OF AMERICA, a corporation organized and existing under the laws of the State of Michigan, do hereby constitute and appoint

Debra S. Ritter

of Charlotte NC and each is a true and lawful Attorney(s)-in-fact to sign, execute, seal, acknowledge and deliver for, and on its behalf, and as its act and deed any place within the United States, or, if the following line be filled in, only within the area therein designated

any and all bonds, recognizances, undertakings, contracts of indemnity or other writings obligatory in the nature thereof, as follows:
Surety Bond Number: 1857564

Principal: Atwell Construction Co., Inc.

Obligee: N. C. Department of Transportation, Project Services Unit, Attn: R. A. Garris, P. E.

and said companies hereby ratify and confirm all and whatsoever said Attorney(s)-in-fact may lawfully do in the premises by virtue of these presents. These appointments are made under and by authority of the following Resolution passed by the Board of Directors of said Companies which resolutions are still in effect:

"RESOLVED, That the President or any Vice President, in conjunction with any Assistant Vice President, be and they are hereby authorized and empowered to appoint Attorneys-in-fact of the Company, in its name and as its acts, to execute and acknowledge for and on its behalf as Surety any and all bonds, recognizances, contracts of indemnity, waivers of citation and all other writings obligatory in the nature thereof, with power to attach thereto the seal of the Company. Any such writings so executed by such Attorneys-in-fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company in their own proper persons." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

IN WITNESS WHEREOF, THE HANOVER INSURANCE COMPANY, MASSACHUSETTS BAY INSURANCE COMPANY and CITIZENS INSURANCE COMPANY OF AMERICA have caused these presents to be sealed with their respective corporate seals, duly attested by a Vice President and an Assistant Vice President, this 1st day of September, 2005.



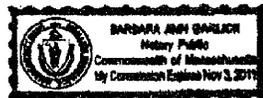
THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

Richard M. Van Sleanburgh, Vice President

Paul F. Carleo, Assistant Vice President

THE COMMONWEALTH OF MASSACHUSETTS)
COUNTY OF WORCESTER) ss.

On this 1st day of September, 2005, before me came the above named Vice President and Assistant Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, to me personally known to be the individuals and officers described herein, and acknowledged that the seals affixed to the preceding instrument are the corporate seals of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, respectively, and that the said corporate seals and their signatures as officers were duly affixed and subscribed to said instrument by the authority and direction of said Corporations.



Notary Public

My commission expires on November 3, 2011

I, the undersigned Assistant Vice President of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Companies, and do hereby further certify that the said Powers of Attorney are still in force and effect.

This Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of The Hanover Insurance Company, Massachusetts Bay Insurance Company and Citizens Insurance Company of America.

"RESOLVED, That any and all Powers of Attorney and Certified Copies of such Powers of Attorney and certification in respect thereto, granted and executed by the President or any Vice President in conjunction with any Assistant Vice President of the Company, shall be binding on the Company to the same extent as if all signatures therein were manually affixed, even though one or more of any such signatures thereon may be facsimile." (Adopted October 7, 1981 - The Hanover Insurance Company; Adopted April 14, 1982 - Massachusetts Bay Insurance Company; Adopted September 7, 2001 - Citizens Insurance Company of America)

GIVEN under my hand and the seals of said Companies, at Worcester, Massachusetts, this 10th day of October, 2008.

THE HANOVER INSURANCE COMPANY
MASSACHUSETTS BAY INSURANCE COMPANY
CITIZENS INSURANCE COMPANY OF AMERICA

Charles T. Wells, Assistant Vice President

