

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

C202034

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C202034

WBS 33531.3.1 BRZ-1565(5)

T.I.P NO. B-4184

COUNTY OF MADISON

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER SR 1565 LENGTH 0.109 MILES

LOCATION BRIDGE OVER IVY RIVER AND APPROACHES ON SR-1565.

CONTRACTOR TAYLOR & MURPHY CONSTRUCTION CO, INC

ADDRESS P.O. BOX 6215
ASHEVILLE, NC 28816

BIDS OPENED DECEMBER 16, 2008

CONTRACT EXECUTION JAN 26 2009

Taylor & Murphy Construction Co., Inc. (3692).

Vendor 5 of 7 Vendors for Call Order 031 (Proposal ID C202034).

County: MADISON

Address: PO Box 6215
Asheville, NC 28806

Phone Number: 828-667-4526

Signature Check: This bid has been properly signed by Michael_F_Long_3692.

Time Bid Received: Tue Dec 16 13:42:54 2008

Bid Checksum: 32621F7B

Amendment Count: 0

Bidding Errors: This bid contains errors.

Bid Total: \$1,107,163.06 ✓

Bond ID: SNC08585496

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$55,358.15

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 12/8/2008 10:23:28 AM

Surety Name: Travelers Casualty and Surety Company of Ame

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 4.8%

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
3765	WB STAY ALERT SAFETY SERVICES INC POST OFFICE BOX 467 , KERNERSVILLE, NC 27285		Sub	11,027.80
3376	WB REYNOLDS FENCE & GUARDRAIL INC 9320 MACHADO DRIVE , INDIAN TRAIL, NC 28079		Sub	17,478.75
3145	WB WATTS BARRIER WALLS 55 MUSCADINE LANE , MOUNTVILLE, SC 29370		Sub	10,889.04
2432	WB ACE STEEL, INC. POST OFFICE BOX 296 , MT. AIRY, NC 27030		Sub	2,706.40
10291	WB EVERGREEN LANDSCAPING, LLC 386 YORK ROAD , BLACKSBURG, SC 29702		Sub	11,117.50
			TOTAL:	\$53,219.49 ✓ 4.81% ✓

Miscellaneous Data Info - Contractor Responses:

NON-COLLUSION AND DEBARMENT CERTIFICATION

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

- Explanation:
- NOT ANSWERED
- NOT ANSWERED
- NOT ANSWERED
- NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

The Award Limits shall apply to the following projects:

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

Bid Bond Data Info - Contractor Responses:

BondID: SNC08585496
Surety Registry Agency: surety2000

NCDOT/berc

Vendor 3692's Load Output for Call 031, Letting L081216, 2008-12-16

Verified?: Yes

Surety Agency: Travelers Casualty and Surety Company of America

Bond Execution Date: 12/8/2008 10:23:28 AM

Bond Amount: \$55,358.15 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 11-18-08
Revised:

Contract ID: C202034 Project(s): BRZ-1565(5)
Letting Date: 12-16-08 Call Order: 031
Bidder: 3692 - Taylor & Murphy Construction Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price Dollars Cts	Bid Amount Dollars Ct
Section 0001 ROADWAY ITEMS				
Alt Group				
0001	0000100000-N MOBILIZATIO N	LUMP	LUMP	53,000.00
0002	0030000000-N BRIDGE APPROACH FILL - SUB REGIONAL TIER, STATION ***** (14+68.00 -L-)	LUMP	LUMP	14,400.00
0003	0043000000-N GRADING	LUMP	LUMP	36,000.00
0004	0050000000-E SUPPLEMENTA RY CLEARING & GRUB-BING	ACR 1.000	1.00000	1.00
0005	0057000000-E UNDERCUT EXCAVATION	CY 20.000	8.00000	160.00
0006	0080000000-E CLASS IV SUBGRADE STABILIZA- TION	TON 100.000	20.00000	2,000.00
0007	0134000000-E DRAINAGE DITCH EXCAVATION	CY 30.000	8.00000	240.00
0008	0195000000-E SELECT GRANULAR MATERIAL	CY 100.000	30.00000	3,000.00
0009	0196000000-E FABRIC FOR SOIL STABILIZATION	SY 100.000	3.00000	300.00
0010	0318000000-E FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	TON 30.000	32.00000	960.00

State of NC
Dept of Transportation

Date: 11-18-08
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Letting Date: 12-16-08 Call Order: 031
Bidder: 3692 - Taylor & Murphy Construction Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	0343000000-E 15" SIDE DRAIN PIPE	44.000 LF	38.00000		1,672.00	
0012	0345000000-E 24" SIDE DRAIN PIPE	24.000 LF	50.00000		1,200.00	
0013	0372000000-E 18" RC PIPE CULVERTS, CLASS III	124.000 LF	50.00000		6,200.00	
0014	0378000000-E 24" RC PIPE CULVERTS, CLASS III	68.000 LF	60.00000		4,080.00	
0015	0995000000-E PIPE REMOVAL	178.000 LF	8.00000		1,424.00	
0016	1121000000-E AGGREGATE BASE COURSE	1,662.000 TON	25.00000		41,550.00	
0017	1220000000-E INCIDENTAL STONE BASE	20.000 TON	25.00000		500.00	
0018	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	700.000 TON	71.00000		49,700.00	
0019	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	480.000 TON	80.00000		38,400.00	
0020	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	65.000 TON	914.00000		59,410.00	
0021	1748000000-E ASPHALT SURFACE TREATMENT, MAT& SEAL	2,100.000 SY	6.75000		14,175.00	
0022	2000000000-N RIGHT OF WAY MARKERS	31.000 EA	165.00000		5,115.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0023	2022000000-E SUBDRAIN EXCAVATION	23.000 CY	8.50000		195.50	
0024	2033000000-E SUBDRAIN FINE AGGREGATE	17.000 CY	32.00000		544.00	
0025	2044000000-E 6" PERFORATED SUBDRAIN PIPE	100.000 LF	5.00000		500.00	
0026	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	3.000 EA	5.00000		15.00	
0027	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1.000 EA	200.00000		200.00	
0028	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	6.000 LF	5.00000		30.00	
0029	3030000000-E STEEL BM GUARDRAIL	300.000 LF	19.00000		5,700.00	
0030	3045000000-E STEEL BM GUARDRAIL, SHOP CURVED	137.500 LF	20.00000		2,750.00	
0031	3105000000-N STEEL BM GUARDRAIL TERMINAL SECTIONS	8.000 EA	100.00000		800.00	
0032	3150000000-N ADDITIONAL GUARDRAIL POSTS	5.000 EA	32.00000		160.00	
0033	3180000000-N GUARDRAIL ANCHOR UNITS, TYPE ***** (III, SHOP CURVE)	2.000 EA	1,500.00000		3,000.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0034	3210000000-N GUARDRAIL ANCHOR UNITS, TYPE CAT-1	EA 3.000	600.00000		1,800.00	
0035	3215000000-N GUARDRAIL ANCHOR UNITS, TYPE III	EA 2.000	1,400.00000		2,800.00	
0036	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	EA 1.000	2,200.00000		2,200.00	
0037	3628000000-E RIP RAP, CLASS I	TON 80.000	42.00000		3,360.00	
0038	3635000000-E RIP RAP, CLASS II	TON 400.000	42.00000		16,800.00	
0039	3656000000-E FILTER FABRIC FOR DRAINAGE	SY 2,170.000	3.00000		6,510.00	
0040	4072000000-E SUPPORTS, 3-LB STEEL U-CHANNEL	LF 140.000	7.00000		980.00	
0041	4102000000-N SIGN ERECTION, TYPE E	EA 11.000	100.00000		1,100.00	
0042	4116100000-N SIGN ERECTION, RELOCATE, TYPE **** (GROUND MOUNTED) (D)	EA 1.000	380.00000		380.00	
0043	4155000000-N DISPOSAL OF SIGN SYSTEM, U- CHANNEL	EA 11.000	5.00000		55.00	
0044	4192000000-N DISPOSAL OF SUPPORT, U-CHANNEL	EA 1.000	5.00000		5.00	
0045	4400000000-E WORK ZONE SIGNS (STATIONARY)	SF 202.000	8.00000		1,616.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0046	4405000000-E WORK ZONE SIGNS (PORTABLE)	SF 384.000	10.00000		3,840.00	
0047	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	SF 122.000	8.00000		976.00	
0048	4430000000-N DRUMS	EA 61.000	50.00000		3,050.00	
0049	4435000000-N CONES	EA 30.000	2.00000		60.00	
0050	4445000000-E BARRICADES (TYPE III)	LF 64.000	30.00000		1,920.00	
0051	4450000000-N FLAGGER	HR 600.000	16.00000		9,600.00	
0052	4516000000-N SKINNY DRUM	EA 30.000	50.00000		1,500.00	
0053	4810000000-E PAINT PAVEMENT MARKING LINES (4")	LF 18,894.000	0.30000		5,668.20	
0054	4835000000-E PAINT PAVEMENT MARKING LINES (24")	LF 508.000	2.75000		1,397.00	
0055	4850000000-E REMOVAL OF PAVEMENT MARKING LINES (4")	LF 197.000	1.65000		325.05	
0056	4870000000-E REMOVAL OF PAVEMENT MARKING LINES (24")	LF 21.000	5.50000		115.50	
0057	4915000000-E 7' U-CHANNEL POSTS	EA 6.000	39.00000		234.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0058	4955000000-N OBJECT MARKERS (END OF ROAD)	EA 6.000	93.00000		558.00	
0059	6000000000-E TEMPORARY SILT FENCE	LF 2,300.000	2.60000		5,980.00	
0060	6006000000-E STONE FOR EROSION CONTROL, CLASS A	TON 400.000	42.00000		16,800.00	
0061	6009000000-E STONE FOR EROSION CONTROL, CLASS B	TON 260.000	40.00000		10,400.00	
0062	6012000000-E SEDIMENT CONTROL STONE	TON 360.000	40.00000		14,400.00	
0063	6015000000-E TEMPORARY MULCHING	ACR 4.500	1,000.00000		4,500.00	
0064	6018000000-E SEED FOR TEMPORARY SEEDING	LB 150.000	10.00000		1,500.00	
0065	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	TON 1.500	2,100.00000		3,150.00	
0066	6029000000-E SAFETY FENCE	LF 650.000	3.00000		1,950.00	
0067	6030000000-E SILT EXCAVATION	CY 1,000.000	7.50000		7,500.00	
0068	6036000000-E MATTING FOR EROSION CONTROL	SY 1,250.000	3.25000		4,062.50	
0069	6037000000-E COIR FIBER MAT	SY 20.000	10.00000		200.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0070	6038000000-E PERMANENT SOIL REINFORCEMENT MAT	300.000 SY	5.50000		1,650.00	
0071	6070000000-N SPECIAL STILLING BASINS	12.000 EA	275.00000		3,300.00	
0072	6071030000-E COIR FIBER BAFFLES	450.000 LF	8.75000		3,937.50	
0073	6071050000-E *** SKIMMER (1-1/2")	2.000 EA	825.00000		1,650.00	
0074	6084000000-E SEEDING & MULCHING	8.000 ACR	2,200.00000		17,600.00	
0075	6087000000-E MOWING	2.000 ACR	45.00000		90.00	
0076	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	1.00000		50.00	
0077	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	1,000.00000		250.00	
0078	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	75.000 LB	1.00000		75.00	
0079	6108000000-E FERTILIZER TOPDRESSING	2.250 TON	725.00000		1,631.25	
0080	6114000000-N SPECIALIZED HAND MOWING	5.000 HR	20.00000		100.00	
0081	6117000000-N RESPONSE FOR EROSION CONTROL	12.000 EA	250.00000		3,000.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0082	6123000000-E REFORESTATION	0.100 ACR	1,000.00000		100.00	
Section 0001 Total						518,107.50

Section 0004 STRUCTURE ITEMS

Alt Group

0083	8017000000-N CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (14+68.00-L-)	LUMP	LUMP		8,300.00	
0084	8021000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (14+68.00-L-)	LUMP	LUMP		15,000.00	
0085	8105540000-E 3'-6" DIA DRILLED PIERS IN SOIL	LF	34.170	400.00000	13,668.00	
0086	8105640000-E 3'-6" DIA DRILLED PIERS NOT IN SOIL	LF	42.000	2,800.00000	117,600.00	
0087	8111400000-E PERMANENT STEEL CASING FOR 3'-6" DIA DRILLED PIER	LF	34.050	200.00000	6,810.00	
0088	8113000000-N SID INSPECTION	EA	2.000	1,000.00000	2,000.00	
0089	8115000000-N CROSSHOLE SONIC LOGGING	EA	1.000	1,000.00000	1,000.00	
0090	8182000000-E CLASS A CONCRETE (BRIDGE)	CY	71.600	750.00000	53,700.00	

State of NC
Dept of Transportation

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Bidder: 3692 - Taylor & Murphy Construction Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0091	8210000000-N BRIDGE APPROACH SLABS, STATION***** (14+68.00-L-)	LUMP	LUMP			23,200.00
0092	8217000000-E REINFORCING STEEL (BRIDGE)	LB	18,902.000	0.95000		17,956.90
0093	8238000000-E SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	LB	2,705.000	1.90000		5,139.50
0094	8364000000-E HP12X53 STEEL PILES	LF	350.000	62.00000		21,700.00
0095	8468000000-E ONE BAR METAL RAIL	LF	302.350	106.00000		32,049.10
0096	8517000000-E 1'-***X ***** CONCRETE PARA- PET (1'-0" x 2'-0 1/2")	LF	317.650	70.00000		22,235.50
0097	8608000000-E RIP RAP CLASS II (2'-0" THICK)	TON	815.000	42.00000		34,230.00
0098	8622000000-E FILTER FABRIC FOR DRAINAGE	SY	904.000	5.00000		4,520.00
0099	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP			7,000.00
0100	8762000000-E 3'-0" X 1'-9" PRESTRESSED CONCCORED SLABS	LF	1,585.520	128.00000		202,946.56
Section 0004 Total						589,055.56
Bid Total						1,107,163.06 ✓

NON-COLLUSION AND DEBARMENT CERTIFICATION

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

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

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

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

Explanation:
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

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

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

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

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

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

The Award Limits shall apply to the following projects:

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

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

Fuel Price Adjustment Opt-Out Clause

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

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

Enter X in one box only:

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

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

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

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE:11-18-08
PAGE: 13

PROPOSAL: C202034
LETTING: L081216 CALL: 031
VENDOR: 3692 Taylor & Murphy Construction Co., Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE SUBCONTRACTOR: 3765 STAY ALERT SAFETY SERVICES INC						
Will Use Quote: Yes						
0001	0000100000-N	MOBILIZATION	LS	1.000	650.00000	650.00
0040	4072000000-E	SUPPORT, 3-L	LF	140.000	6.25000	875.00
0041	4102000000-N	SIGN ERECTIO	EA	11.000	85.00000	935.00
0042	4116100000-N	SIGN ERECT,	EA	1.000	350.00000	350.00
0043	4155000000-N	DISPOSE SIGN	EA	11.000	5.00000	55.00
0044	4192000000-N	DISPOSE SUPP	EA	1.000	5.00000	5.00
0045	4400000000-E	WORK ZONE SI	SF	202.000	6.75000	1363.50
0046	4405000000-E	WORK ZONE SI	SF	384.000	9.20000	3532.80
0047	4410000000-E	WORK ZONE SI	SF	122.000	6.25000	762.50
0050	4445000000-E	BARRICADES (LF	64.000	27.75000	1776.00
0057	4915000000-E	7' U-CHANNEL	EA	6.000	35.50000	213.00
0058	4955000000-N	OBJECT MARKE	EA	6.000	85.00000	510.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 11,027.80 ✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 11,027. ✓

DBE SUBCONTRACTOR: 3376 REYNOLDS FENCE & GUARDRAIL INC
Will Use Quote: Yes

0029	3030000000-E	STL BM GUARD	LF	300.000	17.25000	5175.00
0030	3045000000-E	SBGR SHOP CU	LF	137.500	18.50000	2543.75
0031	3105000000-N	SBGR TERM SE	EA	8.000	95.00000	760.00
0032	3150000000-N	ADDIT GUARDR	EA	5.000	30.00000	150.00
0033	3180000000-N	GR ANCHOR TY	EA	2.000	1350.00000	2700.00
0034	3210000000-N	GR ANCHOR TY	EA	3.000	550.00000	1650.00
0035	3215000000-N	GR ANCHOR TY	EA	2.000	1250.00000	2500.00
0036	3270000000-N	GR ANCHOR TY	EA	1.000	2000.00000	2000.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 17,478.75 ✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 17,478. ✓

DBE SUBCONTRACTOR: 3145 WATTS BARRIER WALLS
Will Use Quote: Yes

0096	8517000000-E	1'-***"X*****	LF	317.650	34.28000	10889.04
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DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 10,889.04 ✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 10,889. ✓

DBE SUBCONTRACTOR: 2432 ACE STEEL, INC.
Will Use Quote: Yes

0092	8217000000-E	REINF STEEL	LB	14176.000	0.14000	1984.64
place and tie resteel only						

Check: 32621F7B Page 13

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
 DBE COMMITMENT ITEMS

DATE: 11-18-08
 PAGE: 14

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
0093	8238000000-E	SPIRAL COL R LB		2705.000	0.14000	378.70
		place and tie resteel only				
0096	8517000000-E	1'-***X***** LF		317.650	1.08000	343.06
		place and tie resteel only at .14 per lb				
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						2,706.40 ✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						2,706.4 ✓

DBE SUBCONTRACTOR: 10291 EVERGREEN LANDSCAPING, LLC
 Will Use Quote: Yes

0059	6000000000-E	TEMPORARY SI LF		2300.000	2.35000	5405.00
0066	6029000000-E	SAFETY FENCE LF		650.000	3.25000	2112.50
0072	6071030000-E	COIR FIBER B LF		450.000	8.00000	3600.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						11,117.50 ✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						11,117. ✓

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 4.81% ✓ or 53219.49
 Required: 6.00% ✓ or 66429.78
 <GOAL NOT MET>

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	53,000.00	53,000.00
0002	0030000000-N	SP	BRIDGE APPROACH FILL - SUB REGIONAL TIER, STATION ***** (14 + 68.00 -L-)	Lump Sum LS	14,400.00	14,400.00
0003	0043000000-N	226	GRADING	Lump Sum LS	36,000.00	36,000.00
0004	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	1.00	1.00
0005	0057000000-E	226	UNDERCUT EXCAVATION	20 CY	8.00	160.00
0006	0080000000-E	SP	CLASS IV SUBGRADE STABILIZA- TION	100 TON	20.00	2,000.00
0007	0134000000-E	240	DRAINAGE DITCH EXCAVATION	30 CY	8.00	240.00
0008	0195000000-E	265	SELECT GRANULAR MATERIAL	100 CY	30.00	3,000.00
0009	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	100 SY	3.00	300.00
0010	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	30 TON	32.00	960.00
0011	0343000000-E	310	15" SIDE DRAIN PIPE	44 LF	38.00	1,672.00
0012	0345000000-E	310	24" SIDE DRAIN PIPE	24 LF	50.00	1,200.00
0013	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	124 LF	50.00	6,200.00
0014	0378000000-E	310	24" RC PIPE CULVERTS, CLASS III	68 LF	60.00	4,080.00
0015	0995000000-E	340	PIPE REMOVAL	178 LF	8.00	1,424.00
0016	1121000000-E	520	AGGREGATE BASE COURSE	1,662 TON	25.00	41,550.00
0017	1220000000-E	545	INCIDENTAL STONE BASE	20 TON	25.00	500.00
0018	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	700 TON	71.00	49,700.00

Contract Item Sheets For C202034

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	480 TON	80.00	38,400.00
0020	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	65 TON	914.00	59,410.00
0021	1748000000-E	660	ASPHALT SURFACE TREATMENT, MAT & SEAL	2,100 SY	6.75	14,175.00
0022	2000000000-N	806	RIGHT OF WAY MARKERS	31 EA	165.00	5,115.00
0023	2022000000-E	815	SUBDRAIN EXCAVATION	23 CY	8.50	195.50
0024	2033000000-E	815	SUBDRAIN FINE AGGREGATE	17 CY	32.00	544.00
0025	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	100 LF	5.00	500.00
0026	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	3 EA	5.00	15.00
0027	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1 EA	200.00	200.00
0028	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	6 LF	5.00	30.00
0029	3030000000-E	862	STEEL BM GUARDRAIL	300 LF	19.00	5,700.00
0030	3045000000-E	862	STEEL BM GUARDRAIL, SHOP CURVED	137.5 LF	20.00	2,750.00
0031	3105000000-N	862	STEEL BM GUARDRAIL TERMINAL SECTIONS	8 EA	100.00	800.00
0032	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	32.00	160.00
0033	3180000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE ***** (III, SHOP CURVE)	2 EA	1,500.00	3,000.00
0034	3210000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE CAT-1	3 EA	600.00	1,800.00
0035	3215000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE III	2 EA	1,400.00	2,800.00

Contract Item Sheets For C202034

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0036	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	1 EA	2,200.00	2,200.00
0037	3628000000-E	876	RIP RAP, CLASS I	80 TON	42.00	3,360.00
0038	3635000000-E	876	RIP RAP, CLASS II	400 TON	42.00	16,800.00
0039	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	2,170 SY	3.00	6,510.00
0040	4072000000-E	903	SUPPORTS, 3-LB STEEL U-CHANNEL	140 LF	7.00	980.00
0041	4102000000-N	904	SIGN ERECTION, TYPE E	11 EA	100.00	1,100.00
0042	4116100000-N	904	SIGN ERECTION, RELOCATE, TYPE **** (GROUND MOUNTED) (D)	1 EA	380.00	380.00
0043	4155000000-N	907	DISPOSAL OF SIGN SYSTEM, U-CHANNEL	11 EA	5.00	55.00
0044	4192000000-N	907	DISPOSAL OF SUPPORT, U-CHANNEL	1 EA	5.00	5.00
0045	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	202 SF	8.00	1,616.00
0046	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	384 SF	10.00	3,840.00
0047	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	122 SF	8.00	976.00
0048	4430000000-N	1130	DRUMS	61 EA	50.00	3,050.00
0049	4435000000-N	1135	CONES	30 EA	2.00	60.00
0050	4445000000-E	1145	BARRICADES (TYPE III)	64 LF	30.00	1,920.00
0051	4450000000-N	1150	FLAGGER	600 HR	16.00	9,600.00
0052	4516000000-N	1180	SKINNY DRUM	30 EA	50.00	1,500.00
0053	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	18,894 LF	0.30	5,668.20
0054	4835000000-E	1205	PAINT PAVEMENT MARKING LINES (24")	508 LF	2.75	1,397.00

Contract Item Sheets For C202034

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0055	4850000000-E	1205	REMOVAL OF PAVEMENT MARKING LINES (4")	197 LF	1.65	325.05
0056	4870000000-E	1205	REMOVAL OF PAVEMENT MARKING LINES (24")	21 LF	5.50	115.50
0057	4915000000-E	1264	7' U-CHANNEL POSTS	6 EA	39.00	234.00
0058	4955000000-N	1264	OBJECT MARKERS (END OF ROAD)	6 EA	93.00	558.00
0059	6000000000-E	1605	TEMPORARY SILT FENCE	2,300 LF	2.60	5,980.00
0060	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	400 TON	42.00	16,800.00
0061	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	260 TON	40.00	10,400.00
0062	6012000000-E	1610	SEDIMENT CONTROL STONE	360 TON	40.00	14,400.00
0063	6015000000-E	1615	TEMPORARY MULCHING	4.5 ACR	1,000.00	4,500.00
0064	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	150 LB	10.00	1,500.00
0065	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEEDING	1.5 TON	2,100.00	3,150.00
0066	6029000000-E	SP	SAFETY FENCE	650 LF	3.00	1,950.00
0067	6030000000-E	1630	SILT EXCAVATION	1,000 CY	7.50	7,500.00
0068	6036000000-E	1631	MATTING FOR EROSION CONTROL	1,250 SY	3.25	4,062.50
0069	6037000000-E	SP	COIR FIBER MAT	20 SY	10.00	200.00
0070	6038000000-E	SP	PERMANENT SOIL REINFORCEMENT MAT	300 SY	5.50	1,650.00
0071	6070000000-N	SP	SPECIAL STILLING BASINS	12 EA	275.00	3,300.00
0072	6071030000-E	SP	COIR FIBER BAFFLES	450 LF	8.75	3,937.50
0073	6071050000-E	SP	*** SKIMMER (1-1/2")	2 EA	825.00	1,650.00

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0074	6084000000-E	1660	SEEDING & MULCHING	8 ACR	2,200.00	17,600.00
0075	6087000000-E	1660	MOWING	2 ACR	45.00	90.00
0076	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	1.00	50.00
0077	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	1,000.00	250.00
0078	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	75 LB	1.00	75.00
0079	6108000000-E	1665	FERTILIZER TOPDRESSING	2.25 TON	725.00	1,631.25
0080	6114000000-N	SP	SPECIALIZED HAND MOWING	5 HR	20.00	100.00
0081	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	12 EA	250.00	3,000.00
0082	6123000000-E	1670	REFORESTATION	0.1 ACR	1,000.00	100.00

Contract Item Sheets For C202034

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0083	8017000000-N	SP	CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (14+68.00-L-)	Lump Sum LS	8,300.00	8,300.00
0084	8021000000-N	SP	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (14+68.00-L-)	Lump Sum LS	15,000.00	15,000.00
0085	8105540000-E	SP	3'-6" DIA DRILLED PIERS IN SOIL	34.17 LF	400.00	13,668.00
0086	8105640000-E	SP	3'-6" DIA DRILLED PIERS NOT IN SOIL	42 LF	2,800.00	117,600.00
0087	8111400000-E	SP	PERMANENT STEEL CASING FOR 3'-6" DIA DRILLED PIER	34.05 LF	200.00	6,810.00
0088	8113000000-N	SP	SID INSPECTION	2 EA	1,000.00	2,000.00
0089	8115000000-N	SP	CROSSHOLE SONIC LOGGING	1 EA	1,000.00	1,000.00
0090	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	71.6 CY	750.00	53,700.00
0091	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (14+68.00-L-)	Lump Sum LS	23,200.00	23,200.00
0092	8217000000-E	425	REINFORCING STEEL (BRIDGE)	18,902 LB	0.95	17,956.90
0093	8238000000-E	425	SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	2,705 LB	1.90	5,139.50
0094	8364000000-E	450	HP12X53 STEEL PILES	350 LF	62.00	21,700.00
0095	8468000000-E	460	ONE BAR METAL RAIL	302.35 LF	106.00	32,049.10
0096	8517000000-E	460	1'-***X ***** CONCRETE PARA- PET (1'-0" x 2'-0 1/2")	317.65 LF	70.00	22,235.50
0097	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	815 TON	42.00	34,230.00
0098	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	904 SY	5.00	4,520.00
0099	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	7,000.00	7,000.00

Contract Item Sheets For C202034

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0100	8762000000-E	430	3'-0" X 1'-9" PRESTRESSED CONC CORED SLABS	1,585.52 LF	128.00	202,946.56

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,107,163.06 ✓

1338/Jan08/Q63812.44/D442791860000/E100

Contract Number C. 202034
County MADISON

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

TAYLOR & MURPHY CONSTRUCTION Co., INC.
Full name of Corporation

P.O. BOX 6215, ASHEVILLE, NC 28816
Address as Prequalified

Attest William M. Newman
Secretary/Assistant Secretary
Select appropriate title

By [Signature]
President/Vice President/Assistant Vice President
Select appropriate title

WILLIAM M. NEWMAN
Print or type Signer's name

Michael F. Long
Print or type Signer's name

State of North Carolina
County of Buncombe

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

12 day of JANUARY 2007

Ronald L. Grigsby
Signature of Notary Public

RONALD L. GRIGSBY
of HENDERSON County

State of NORTH CAROLINA

My Commission Expires: JANUARY 26, 2011



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 C202034

County (ies): Madison

**ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION**

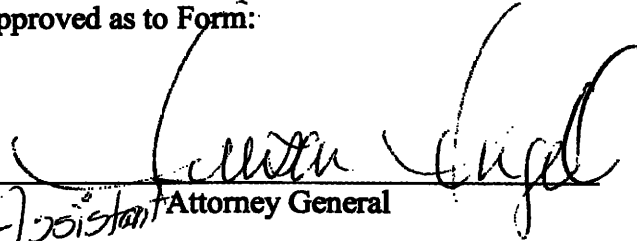


Contract Officer



Date

**Execution of Contract and Bonds
Approved as to Form:**



Assistant Attorney General

Contract No. C202034

(Rev 7-10-08)

County Madison

Bond No. 105198080

CONTRACT PAYMENT BOND

Date of Payment Bond Execution: January 13, 2009

Name of Principal Contractor: Taylor & Murphy Construction Co., Inc.

Name of Surety: Travelers Casualty and Surety Company of America

Name of Contracting Body: North Carolina Department of Transportation

Raleigh, North Carolina

Amount of Bond: \$1,107,163.06

Contract ID No.: C202034

County Name: Madison

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. C202034
County Madison

(Rev 7-10-08)

CONTRACT PAYMENT BOND

Affix Seal of Surety Company

TRAVELERS CASUALTY AND SURETY
COMPANY OF AMERICA

Print or type Surety Company Name

By Donna K. Ashley, Attorney-In-Fact
Print, stamp, or type name of Attorney-in-Fact

Donna K. Ashley
Signature of Attorney-in-Fact

Angela D. Ramsey
Signature of Witness

Angela D. Ramsey
Print or type Witness's name

Wachovia Insurance Services
P.O. Box 220748
Charlotte, NC 28222
Address of Attorney-in-Fact

Contract No. C202034
County Madison

(Rev 7-10-08)

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

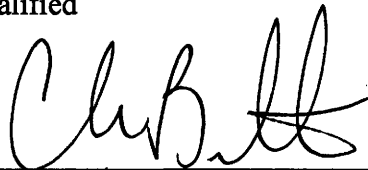
TAYLOR & MURPHY CONSTRUCTION CO., INC.

Full name of Corporation

P.O. Box 6215, Asheville, NC 28816

Address as prequalified

By



Signature of President, Vice President, Assistant Vice President

Select appropriate title

Christopher K. Britton

Print or type Signer's name

Affix Corporate Seal

Attest



Signature of Secretary, Assistant Secretary

Select appropriate title

WILLIAM M. NEWMAN

Print or type Signer's name



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. 220010

Certificate No. 002592357

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

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

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

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 19th day of May, 2008

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 19th day of May, 2008, 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 13 day of January, 20 09.

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


Kori M. Johanson, Assistant Secretary



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

Contract No. C202034

(Rev 7-10-08)

County Madison

Bond No. 105198080

CONTRACT PERFORMANCE BOND

Date of Payment Bond Execution: January 13, 2009

Name of Principal Contractor: Taylor & Murphy Construction Co., Inc.

Name of Surety: Travelers Casualty and Surety Company of America

Name of Contracting Body: North Carolina Department of Transportation

Raleigh, North Carolina

Amount of Bond: \$1,107,163.06

Contract ID No.: C202034

County Name: Madison

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 agreement 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 No. C202034
County Madison

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

**TRAVELERS CASUALTY AND SURETY
COMPANY OF AMERICA**

Print or type Surety Company Name

By Donna K. Ashley, Attorney-In-Fact
Print, stamp, or type name of Attorney-in-Fact

Donna K. Ashley
Signature of Attorney-in-Fact

Angela D. Ramsey
Signature of Witness

Angela D. Ramsey
Print or type Witness's name

Wachovia Insurance Services
P.O. Box 220748
Charlotte, NC 28222
Address of Attorney-in-Fact

Contract No. C202034
County Madison

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

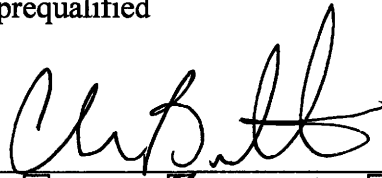
TAYLOR & MURPHY CONSTRUCTION CO., INC.

Full name of Corporation

P.O. Box 6215, Asheville, NC 28816

Address as prequalified

By



Signature of President, Vice President, Assistant Vice President

Select appropriate title

Christopher K. Britton

Print or type Signer's name

Affix Corporate Seal

Attest



Signature of Secretary, Assistant Secretary

Select appropriate title

WILLIAM M. NEWMAN

Print or type Signer's name



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. 220010

Certificate No. 002705177

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

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

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

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 19th day of May, 2008

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 19th day of May, 2008, 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 13 day of January, 2009

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

Kori M. Johanson
Kori M. Johanson, Assistant Secretary



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

