

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

C202033

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C202033

WBS 33607.3.1 BRZ-1733(13)

T.I.P NO. B-4265

COUNTY OF RUTHERFORD

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER SR 1733 LENGTH 0.125 MILES

LOCATION BRIDGE OVER FIRST BROAD RIVER AND APPROACHES ON SR-1733.

CONTRACTOR DANE CONSTRUCTION, INC.

ADDRESS P.O. BOX 800
MOORESVILLE, NC 28115

BIDS OPENED DECEMBER 16, 2008

CONTRACT EXECUTION JAN 26 2009

Dane Construction, Inc. (3377).

Vendor 2 of 12 Vendors for Call Order 032 (Proposal ID C202033).

County: RUTHERFORD

Address:

Signature Check: This bid has been properly signed by Michael_E._Dane_3377.

Time Bid Received: Tue Dec 16 12:43:15 2008

Bid Checksum: 73BDC8D5

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$788,271.31 ✓

Bond ID: SNC08474370

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$39,413.57

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 12/11/2008 11:33:58 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 4.0¹/₁₀
DBE Goal MET 4.3⁶/₁₀

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
3145	Watts Barrier Walls 55 Muscadine Lane, Mountville, SC 29370		Sub	11,194.28
4898	Bullington Construction Inc 417 Foxglove Lane, Indian Trail, NC 28079		Sub	18,450.00
2432	Ace Steel, Inc. Post Office Box 296, Mt. Airy, NC 27030		Sub	3,907.20
			TOTAL:	\$33,551.48 4.26%

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: SNC08474370
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: Travelers Casualty and Surety Company of America
Bond Execution Date: 12/11/2008 11:33:58 AM
Bond Amount: \$39,413.57 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 11-18-08
Revised:

Contract ID: C202033 Project(s): BRZ-1733(13)
Letting Date: 12-16-08 Call Order: 032
Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 ROADWAY ITEMS						
Alt Group						
0001	0000100000-N MOBILIZATION	LUMP	LUMP			39,000.00
0002	0030000000-N BRIDGE APPROACH FILL - SUB REGIONAL TIER, STATION ***** (16+22.00)	LUMP	LUMP			9,500.00
0003	0043000000-N GRADING	LUMP	LUMP			65,000.00
0004	0050000000-E SUPPLEMENTARY CLEARING & GRUB-BING	ACR 1.000	1.00000			1.00
0005	0057000000-E UNDERCUT EXCAVATION	CY 625.000	2.00000			1,250.00
0006	0080000000-E CLASS IV SUBGRADE STABILIZATION	TON 600.000	5.00000			3,000.00
0007	0134000000-E DRAINAGE DITCH EXCAVATION	CY 105.000	2.00000			210.00
0008	0195000000-E SELECT GRANULAR MATERIAL	CY 500.000	5.00000			2,500.00
0009	0196000000-E FABRIC FOR SOIL STABILIZATION	SY 500.000	2.00000			1,000.00
0010	0318000000-E FOUNDATION CONDITIONING MATERIAL, MINOR STRS	TON 10.000	24.00000			240.00

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	0343000000-E 15" SIDE DRAIN PIPE	56.000 LF	25.00000		1,400.00	
0012	0708000000-E 15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	24.000 LF	30.00000		720.00	
0013	0806000000-E 15" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	2.000 EA	115.00000		230.00	
0014	1220000000-E INCIDENTAL STONE BASE	25.000 TON	50.00000		1,250.00	
0015	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	250.000 TON	48.00000		12,000.00	
0016	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	170.000 TON	56.00000		9,520.00	
0017	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	25.000 TON	654.00000		16,350.00	
0018	2000000000-N RIGHT OF WAY MARKERS	11.000 EA	200.00000		2,200.00	
0019	2022000000-E SUBDRAIN EXCAVATION	117.600 CY	5.00000		588.00	
0020	2033000000-E SUBDRAIN FINE AGGREGATE	88.200 CY	10.00000		882.00	
0021	2044000000-E 6" PERFORATED SUBDRAIN PIPE	525.000 LF	1.00000		525.00	
0022	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	16.000 EA	10.00000		160.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0023	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	EA 2.000	350.00000		700.00	
0024	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	LF 12.000	5.00000		60.00	
0025	2286000000-N MASONRY DRAINAGE STRUCTURES	EA 1.000	1,750.00000		1,750.00	
0026	2367000000-N FRAME WITH TWO GRATES, STD 840.29	EA 1.000	500.00000		500.00	
0027	3030000000-E STEEL BM GUARDRAIL	LF 312.500	16.00000		5,000.00	
0028	3150000000-N ADDITIONAL GUARDRAIL POSTS	EA 5.000	10.00000		50.00	
0029	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	EA 4.000	1,900.00000		7,600.00	
0030	3317000000-N GUARDRAIL ANCHOR UNITS, TYPE B-77	EA 4.000	1,450.00000		5,800.00	
0031	3628000000-E RIP RAP, CLASS I	TON 145.000	35.00000		5,075.00	
0032	3635000000-E RIP RAP, CLASS II	TON 200.000	1.00000		200.00	
0033	3649000000-E RIP RAP, CLASS B	TON 1.000	75.00000		75.00	
0034	3656000000-E FILTER FABRIC FOR DRAINAGE	SY 606.000	2.00000		1,212.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0035	4400000000-E WORK ZONE SIGNS (STATIONARY)	SF 388.000	4.25000		1,649.00	
0036	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	SF 132.000	5.25000		693.00	
0037	4430000000-N DRUMS	EA 8.000	41.20000		329.60	
0038	4445000000-E BARRICADES (TYPE III)	LF 102.000	22.95000		2,340.90	
0039	4810000000-E PAINT PAVEMENT MARKING LINES (4")	LF 5,512.000	0.43000		2,370.16	
0040	6000000000-E TEMPORARY SILT FENCE	LF 1,500.000	4.00000		6,000.00	
0041	6006000000-E STONE FOR EROSION CONTROL, CLASS A	TON 120.000	33.00000		3,960.00	
0042	6009000000-E STONE FOR EROSION CONTROL, CLASS B	TON 180.000	33.00000		5,940.00	
0043	6012000000-E SEDIMENT CONTROL STONE	TON 140.000	25.00000		3,500.00	
0044	6015000000-E TEMPORARY MULCHING	ACR 1.500	1,000.00000		1,500.00	
0045	6018000000-E SEED FOR TEMPORARY SEEDING	LB 50.000	10.00000		500.00	
0046	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	TON 1.250	2,000.00000		2,500.00	

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			Dollars	Cts	Dollars	Ct
0047	6029000000-E SAFETY FENCE	350.000 LF	1.65000		577.50	
0048	6030000000-E SILT EXCAVATION	450.000 CY	5.00000		2,250.00	
0049	6036000000-E MATTING FOR EROSION CONTROL	1,500.000 SY	3.00000		4,500.00	
0050	6037000000-E COIR FIBER MAT	30.000 SY	10.00000		300.00	
0051	6038000000-E PERMANENT SOIL REINFORCEMENT MAT	200.000 SY	5.00000		1,000.00	
0052	6042000000-E 1/4" HARDWARE CLOTH	20.000 LF	10.00000		200.00	
0053	6070000000-N SPECIAL STILLING BASINS	4.000 EA	450.00000		1,800.00	
0054	6071030000-E COIR FIBER BAFFLES	200.000 LF	8.00000		1,600.00	
0055	6071050000-E *** SKIMMER (1-1/2")	5.000 EA	900.00000		4,500.00	
0056	6084000000-E SEEDING & MULCHING	8.000 ACR	2,000.00000		16,000.00	
0057	6087000000-E MOWING	0.500 ACR	100.00000		50.00	
0058	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	1.00000		50.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0059	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	1,000.00000		250.00	
0060	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	50.000 LB	1.00000		50.00	
0061	6108000000-E FERTILIZER TOPDRESSING	0.750 TON	650.00000		487.50	
0062	6114000000-N SPECIALIZED HAND MOWING	5.000 HR	20.00000		100.00	
0063	6117000000-N RESPONSE FOR EROSION CONTROL	12.000 EA	1.00000		12.00	
0064	6123000000-E REFORESTATION	0.250 ACR	1,000.00000		250.00	
Section 0001 Total						260,807.66

Section 0004 STRUCTURE ITEMS

Alt Group

0065	8017000000-N CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (16+22.00-L-)	LUMP	LUMP		20,000.00	
0066	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (16+22.00-L-)	LUMP	LUMP		25,459.00	
0067	8105540000-E 3'-6" DIA DRILLED PIERS IN SOIL	32.600 LF	378.00000		12,322.80	

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Project(s): BRZ-1733(13)

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0068	8105640000-E 3'-6" DIA DRILLED PIERS NOT IN SOIL	12.000 LF	2,750.00000		33,000.00	
0069	8111400000-E PERMANENT STEEL CASING FOR 3'-6" DIA DRILLED PIER	32.600 LF	265.00000		8,639.00	
0070	8113000000-N SID INSPECTION	1.000 EA	500.00000		500.00	
0071	8115000000-N CROSSHOLE SONIC LOGGING	2.000 EA	2,000.00000		4,000.00	
0072	8121000000-N UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (16+22.00-L-)	LUMP	LUMP		20,403.00	
0073	8147000000-E REINFORCED CONCRETE DECK SLAB	5,280.000 SF	28.00000		147,840.00	
0074	8161000000-E GROOVING BRIDGE FLOORS	4,902.000 SF	0.38000		1,862.76	
0075	8182000000-E CLASS A CONCRETE (BRIDGE)	55.400 CY	650.00000		36,010.00	
0076	8210000000-N BRIDGE APPROACH SLABS, STATION***** (16+22.00-L-)	LUMP	LUMP		14,500.00	
0077	8217000000-E REINFORCING STEEL (BRIDGE)	13,205.000 LB	1.00000		13,205.00	
0078	8238000000-E SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	1,225.000 LB	1.75000		2,143.75	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0079	8265000000-E 54" PRESTRESSED CONCRETE GIR- DERS	LF 629.333	224.00000		140,970.59	
0080	8364000000-E HP12X53 STEEL PILES	LF 335.000	55.75000		18,676.25	
0081	8391000000-N STEEL PILE POINTS	EA 9.000	210.00000		1,890.00	
0082	8503000000-E CONCRETE BARRIER RAIL	LF 316.670	48.50000		15,358.50	
0083	8608000000-E RIP RAP CLASS II (2'-0" THICK)	TON 165.000	1.00000		165.00	
0084	8622000000-E FILTER FABRIC FOR DRAINAGE	SY 185.000	2.80000		518.00	
0085	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP		4,000.00	
0086	8692000000-N EVAZOTE JOINT SEALS	LUMP	LUMP		6,000.00	
Section 0004 Total					527,463.65	
Bid Total					788,271.31	✓

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:

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: 12

PROPOSAL: C202033
LETTING: L081216 CALL: 032
VENDOR: 3377 Dane Construction, Inc.

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

DBE SUBCONTRACTOR: 3145 WATT'S BARRIER WALLS
Will Use Quote: Yes

0082	8503000000-E	CONCRETE BAR LF		316.670	35.35000	11194.28

		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				11,194.28 ✓
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)				11,194.

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

0027	3030000000-E	STL BM GUARD LF		312.500	16.00000	5000.00
0028	3150000000-N	ADDIT GUARDR EA		5.000	10.00000	50.00
0029	3270000000-N	GR ANCHOR TY EA		4.000	1900.00000	7600.00
0030	3317000000-N	GR ANCHOR TY EA		4.000	1450.00000	5800.00

		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				18,450.00 ✓
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)				18,450.

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

0073	8147000000-E	REINF CONCRE SF		5280.000	0.74000	3907.20

		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				3,907.20 ✓
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)				3,907.2

TOTAL DBE COMMITMENT FOR VENDOR:	Entered:	4.26% or	33551.48 ✓
	Required:	4.00% or	31530.85 ✓
			<GOAL MET>

Contract Item Sheets For C202033

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	39,000.00	39,000.00
0002	0030000000-N	SP	BRIDGE APPROACH FILL - SUB REGIONAL TIER, STATION ***** (16 + 22.00)	Lump Sum LS	9,500.00	9,500.00
0003	0043000000-N	226	GRADING	Lump Sum LS	65,000.00	65,000.00
0004	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	1.00	1.00
0005	0057000000-E	226	UNDERCUT EXCAVATION	625 CY	2.00	1,250.00
0006	0080000000-E	SP	CLASS IV SUBGRADE STABILIZA- TION	600 TON	5.00	3,000.00
0007	0134000000-E	240	DRAINAGE DITCH EXCAVATION	105 CY	2.00	210.00
0008	0195000000-E	265	SELECT GRANULAR MATERIAL	500 CY	5.00	2,500.00
0009	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	500 SY	2.00	1,000.00
0010	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	10 TON	24.00	240.00
0011	0343000000-E	310	15" SIDE DRAIN PIPE	56 LF	25.00	1,400.00
0012	0708000000-E	310	15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	24 LF	30.00	720.00
0013	0806000000-E	310	15" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	2 EA	115.00	230.00
0014	1220000000-E	545	INCIDENTAL STONE BASE	25 TON	50.00	1,250.00
0015	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	250 TON	48.00	12,000.00
0016	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	170 TON	56.00	9,520.00
0017	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	25 TON	654.00	16,350.00
0018	2000000000-N	806	RIGHT OF WAY MARKERS	11 EA	200.00	2,200.00

Contract Item Sheets For C202033

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	2022000000-E	815	SUBDRAIN EXCAVATION	117.6 CY	5.00	588.00
0020	2033000000-E	815	SUBDRAIN FINE AGGREGATE	88.2 CY	10.00	882.00
0021	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	525 LF	1.00	525.00
0022	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	16 EA	10.00	160.00
0023	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	2 EA	350.00	700.00
0024	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	12 LF	5.00	60.00
0025	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	1 EA	1,750.00	1,750.00
0026	2367000000-N	840	FRAME WITH TWO GRATES, STD 840.29	1 EA	500.00	500.00
0027	3030000000-E	862	STEEL BM GUARDRAIL	312.5 LF	16.00	5,000.00
0028	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	10.00	50.00
0029	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	4 EA	1,900.00	7,600.00
0030	3317000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE B-77	4 EA	1,450.00	5,800.00
0031	3628000000-E	876	RIP RAP, CLASS I	145 TON	35.00	5,075.00
0032	3635000000-E	876	RIP RAP, CLASS II	200 TON	1.00	200.00
0033	3649000000-E	876	RIP RAP, CLASS B	1 TON	75.00	75.00
0034	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	606 SY	2.00	1,212.00
0035	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	388 SF	4.25	1,649.00
0036	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	132 SF	5.25	693.00
0037	4430000000-N	1130	DRUMS	8 EA	41.20	329.60

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0038	4445000000-E	1145	BARRICADES (TYPE III)	102 LF	22.95	2,340.90
0039	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	5,512 LF	0.43	2,370.16
0040	6000000000-E	1605	TEMPORARY SILT FENCE	1,500 LF	4.00	6,000.00
0041	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	120 TON	33.00	3,960.00
0042	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	180 TON	33.00	5,940.00
0043	6012000000-E	1610	SEDIMENT CONTROL STONE	140 TON	25.00	3,500.00
0044	6015000000-E	1615	TEMPORARY MULCHING	1.5 ACR	1,000.00	1,500.00
0045	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	50 LB	10.00	500.00
0046	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEEDING	1.25 TON	2,000.00	2,500.00
0047	6029000000-E	SP	SAFETY FENCE	350 LF	1.65	577.50
0048	6030000000-E	1630	SILT EXCAVATION	450 CY	5.00	2,250.00
0049	6036000000-E	1631	MATTING FOR EROSION CONTROL	1,500 SY	3.00	4,500.00
0050	6037000000-E	SP	COIR FIBER MAT	30 SY	10.00	300.00
0051	6038000000-E	SP	PERMANENT SOIL REINFORCEMENT MAT	200 SY	5.00	1,000.00
0052	6042000000-E	1632	1/4" HARDWARE CLOTH	20 LF	10.00	200.00
0053	6070000000-N	SP	SPECIAL STILLING BASINS	4 EA	450.00	1,800.00
0054	6071030000-E	SP	COIR FIBER BAFFLES	200 LF	8.00	1,600.00
0055	6071050000-E	SP	*** SKIMMER (1-1/2")	5 EA	900.00	4,500.00
0056	6084000000-E	1660	SEEDING & MULCHING	8 ACR	2,000.00	16,000.00

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0057	6087000000-E	1660	MOWING	0.5 ACR	100.00	50.00
0058	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	1.00	50.00
0059	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	1,000.00	250.00
0060	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	1.00	50.00
0061	6108000000-E	1665	FERTILIZER TOPDRESSING	0.75 TON	650.00	487.50
0062	6114000000-N	SP	SPECIALIZED HAND MOWING	5 HR	20.00	100.00
0063	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	12 EA	1.00	12.00
0064	6123000000-E	1670	REFORESTATION	0.25 ACR	1,000.00	250.00

Contract Item Sheets For C202033

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0065	8017000000-N	SP	CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (16 + 22.00-L-)	Lump Sum LS	20,000.00	20,000.00
0066	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (16 + 22.00-L-)	Lump Sum LS	25,459.00	25,459.00
0067	8105540000-E	SP	3'-6" DIA DRILLED PIERS IN SOIL	32.6 LF	378.00	12,322.80
0068	8105640000-E	SP	3'-6" DIA DRILLED PIERS NOT IN SOIL	12 LF	2,750.00	33,000.00
0069	8111400000-E	SP	PERMANENT STEEL CASING FOR 3'-6" DIA DRILLED PIER	32.6 LF	265.00	8,639.00
0070	8113000000-N	SP	SID INSPECTION	1 EA	500.00	500.00
0071	8115000000-N	SP	CROSSHOLE SONIC LOGGING	2 EA	2,000.00	4,000.00
0072	8121000000-N	412	UNCLASSIFIED STRUCTURE EXCAVA- TION AT STATION ***** (16 + 22.00-L-)	Lump Sum LS	20,403.00	20,403.00
0073	8147000000-E	420	REINFORCED CONCRETE DECK SLAB	5,280 SF	28.00	147,840.00
0074	8161000000-E	420	GROOVING BRIDGE FLOORS	4,902 SF	0.38	1,862.76
0075	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	55.4 CY	650.00	36,010.00
0076	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (16 + 22.00-L-)	Lump Sum LS	14,500.00	14,500.00
0077	8217000000-E	425	REINFORCING STEEL (BRIDGE)	13,205 LB	1.00	13,205.00
0078	8238000000-E	425	SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	1,225 LB	1.75	2,143.75
0079	8265000000-E	430	54" PRESTRESSED CONCRETE GIR- DERS	629.333 LF	224.00	140,970.59
0080	8364000000-E	450	HP12X53 STEEL PILES	335 LF	55.75	18,676.25

Contract Item Sheets For C202033

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0081	8391000000-N	450	STEEL PILE POINTS	9 EA	210.00	1,890.00
0082	8503000000-E	460	CONCRETE BARRIER RAIL	316.67 LF	48.50	15,358.50
0083	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	165 TON	1.00	165.00
0084	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	185 SY	2.80	518.00
0085	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	4,000.00	4,000.00
0086	8692000000-N	SP	EVAZOTE JOINT SEALS	Lump Sum LS	6,000.00	6,000.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$788,271.31 ✓

Contract Number C202033
County Rutherford

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

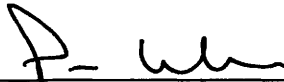
DANE CONSTRUCTION, INC.

Full name of Corporation

P.O. BOX 800, MOORESVILLE, NC 28115

Address as Prequalified

Attest



Secretary/Assistant Secretary

Select appropriate title

Peter Weber

Print or type Signer's name

By



President/Vice President/Assistant Vice President

Select appropriate title

Michael Dane

Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

15 day of January 2009


Signature of Notary Public

of Rowan County

State of NC

My Commission Expires: 8/29/2011

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.

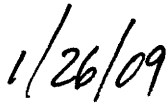
Contract No **C202033**

County (ies): **Rutherford**

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION



Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract No. C202033
County Rutherford

(Rev 7-10-08)

CONTRACT PAYMENT BOND

Date of Payment Bond Execution January 12, 2009
Name of Principal Contractor Dane Construction, 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: Seven Hundred Eighty-Eight Thousand Two Hundred Seventy-One Dollars & 31/100 (\$788,271.31)
Contract ID No.: C202033
County Name: Rutherford

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.
County

C202033

Rutherford

(Rev 7-10-08)

CONTRACT PAYMENT BOND


Affix Seal of Surety Company

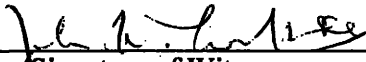
Travelers Casualty and Surety Company of America

Print or type Surety Company Name

By Wendy E. Lahm

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


Signature of Attorney-in-Fact


Signature of Witness

John D. Leak, III

Print or type Witness's name

P.O. Box 220748, Charlotte, NC 28222

Address of Attorney-in-Fact

Contract No. C202033
County Rutherford

(Rev 7-10-08)

CONTRACT PAYMENT BOND

CORPORATION


SIGNATURE OF CONTRACTOR (Principal)

Dane Construction, Inc.

Full name of Corporation

P.O. Box 800, Mooresville, NC 28115


Address as prequalified

By 
Signature of President, Vice President, Assistant Vice President
Select appropriate title

MICHAEL E. DANE
Print or type Signer's name

Affix Corporate Seal

Attest


Signature of Secretary, Assistant Secretary
Select appropriate title

PETER B. WEBER
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. 002705089

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 12th 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.
County

C202033

Rutherford

(Rev 7-10-08)

Bond No. 105198078

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: January 12, 2009

Name of Principal Contractor: Dane Construction, 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: Seven Hundred Eighty-Eight Thousand Two Hundred Seventy-One Dollars & 31/100 (\$788,271.31)

Contract ID No.: C202033

County Name: Rutherford

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 No. C202033
County Rutherford

(Rev 7-10-08)

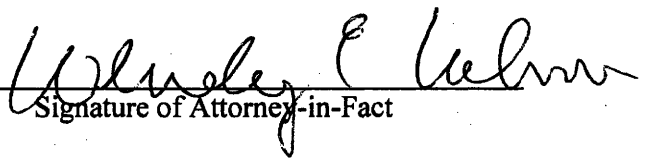
CONTRACT PERFORMANCE BOND

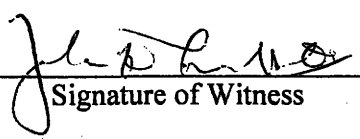
Affix Seal of Surety Company

Travelers Casualty and Surety Company of America

Print or type Surety Company Name

By Wendy E. Lahm
Print, stamp or type name of Attorney-in-Fact


Signature of Attorney-in-Fact


Signature of Witness

John D. Leak, III
Print or type Witness's name

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

Contract No.
County

C202033

Rutherford

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

CORPORATION


SIGNATURE OF CONTRACTOR (Principal)

Dane Construction, Inc.

Full name of Corporation

P.O. Box 800, Mooresville, NC 28115

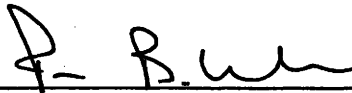
Address as prequalified

By 
Signature of ~~President~~ Vice President, ~~Assistant Vice President~~
Select appropriate title

MICHAEL E. DANE
Print or type Signer's name

Affix Corporate Seal

Attest



Signature of ~~Secretary~~ Assistant Secretary
Select appropriate title

PETER B. WEBER
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. 002705088

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 the 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 12th day of January, 20 09

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.

