

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

C202510

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C202510

WBS 2CR.10401.10, 2CR.10401.11, 2CR.10741.7, 2CR.10741.8 STATE FUNDED

COUNTY OF GREENE, PITT
THIS IS THE ROADWAY CONTRACT
ROUTE NUMBER US 258 LENGTH 9.600 MILES
LOCATION 2 SECTIONS OF US-258 AND 2 SECTIONS OF US-13.

CONTRACTOR BARNHILL CONTRACTING COMPANY
ADDRESS P.O. BOX 1529
TARBORO, NC 278861529

BIDS OPENED JANUARY 19, 2010
CONTRACT EXECUTION FEB 15 2010

Barnhill Contracting Company (3516).

Vendor 2 of 3 Vendors for Call Order 004 (Proposal ID C202510).

County: GREENE, PITT
Address: PO Box 399
Kinston, NC 28502

Phone Number: 252-527-8021

Signature Check: This bid has been properly signed by CAREY_M._SWANN_III_3516.

Time Bid Received: Tue Jan 19 11:14:39 2010

Bid Checksum: 0D066149

Amendment Count: 0

MBE GOAL SET 2.0

Bidding Errors: No bidding errors.

Bid Total: \$2,785,649.09

MBE GOAL MET 2.0

Bond ID: SNC10946081

Bond was Verified: Yes.

Bond Required Percent: 5.00%

WBE GOAL SET 2.0

Minimum Check Amount: \$139,282.45

Bid Security Maximum: \$

Bond Agency Name:

WBE GOAL MET 2.0

Agency Execution Date: 1/14/2010 2:44:29 PM

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.

NCDOT/berc

Vendor 3516's Load Output for Call 004, Letting L100119, 2010-01-19

Bid Bond Data Info - Contractor Responses:

=====

BondID: SNC10946081
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: Travelers Casualty and Surety Company of America
Bond Execution Date: 1/14/2010 2:44:29 PM
Bond Amount: \$139,282.45 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 12-22-09
Revised:

Contract ID: C202510 Project(s): STATE FUNDED
Letting Date: 01-19-10 Call Order: 004
Bidder: 3516 - Barnhill Contracting Company

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 MOBILIZATIO N	LUMP		LUMP		33,000.00
0002	0106000000-E BORROW EXCAVATION	CY	364.000	12.50000		4,550.00
0003	1220000000-E INCIDENTAL STONE BASE	TON	500.000	34.00000		17,000.00
0004	1245000000-E SHOULDER RECONSTRUCTION	SMI	18.200	2,400.00000		43,680.00
0005	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	TON	7,798.000	33.00000		257,334.00
0006	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	TON	24,903.000	32.75000		815,573.25
0007	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	TON	14,636.000	33.00000		482,988.00
0008	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	TON	2,383.000	420.00000		1,000,860.00
0009	2612000000-E 6" CONCRETE DRIVEWAY	SY	364.000	70.70000		25,734.80
0010	2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES	EA	4.000	350.00000		1,400.00
0011	4685000000-E THERMOPLAST IC PAVEMENT MARKINGLINES (4", 90 MILS)	LF	103,296.000	0.31000		32,021.76

State of NC
 Dept of Transportation

Date: 12-22-09
 Revised:

Contract ID: C202510 Project(s): STATE FUNDED
 Letting Date: 01-19-10 Call Order: 004
 Bidder: 3516 - Barnhill Contracting Company

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	63,360.000 LF	0.43000		27,244.80	
0013	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	600.000 LF	4.00000		2,400.00	
0014	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	11.000 EA	150.00000		1,650.00	
0015	4810000000-E PAINT PAVEMENT MARKING LINES (4")	166,656.000 LF	0.08000		13,332.48	
0016	6084000000-E SEEDING & MULCHING	19.200 ACR	1,400.00000		26,880.00	
Section 0001 Total					2,785,649.09	
Bid Total					2,785,649.09	

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.

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
 MBE COMMITMENT ITEMS

DATE:12-22-09
 PAGE: 5

PROPOSAL: C202510
 LETTING: L100119 CALL: 004
 VENDOR: 1234 Barnhill

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
MBE SUBCONTRACTOR: 2744 KORNEGAY'S TRUCKING INC						
Will Use Quote: Yes						
0005	1489000000-E	ASP CONC BAS	TON	1800.000	4.95000	8910.00
		Haul mix & Stockpile				
0006	1498000000-E	ASP CONC INT	TON	5970.000	4.95000	29551.50
		Haul mix & stockpile				
0007	1519000000-E	ASP CONC SUR	TON	3500.000	4.95000	17325.00
		Haul mix & Stockpile				

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 55,786.50 ✓ am.

TOTAL MBE COMMITMENT FOR VENDOR: Entered: 2.00% or 55786.50
 Required: 2.00% or 55712.98
 <GOAL MET>

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
WBE COMMITMENT ITEMS

DATE:12-22-09
PAGE: 6

PROPOSAL: C202510
LETTING: L100119 CALL: 004
VENDOR: 1234 Barnhill

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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WBE SUBCONTRACTOR: 3056 HOLLAND LANDSCAPING, INC
Will Use Quote: Yes

0016	6084000000-E	SEEDING AND	ACR	19.200	1400.00000	26880.00
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WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 26,880.00 ✓ am

WBE SUBCONTRACTOR: 2299 EVELYN E. BAYSDEN TRUCKING
Will Use Quote: Yes

0005	1489000000-E	ASP CONC BAS	TON	858.000	4.95000	4247.10
		Hual Mix & stockpile				
0006	1498000000-E	ASP CONC INT	TON	2740.000	4.95000	13563.00
		Haul Mix & Stockpile				
0007	1519000000-E	ASP CONC SUR	TON	1425.000	4.95000	7053.75
		Haul Mix & Stockpile				

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 24,863.85 ✓ am

WBE SUBCONTRACTOR: 3765 STAY ALERT SAFETY SERVICES INC
Will Use Quote: Yes

0001	0000100000-N	MOBILIZATION	LS	1.000	3990.00000	3990.00
		Erect/Dismantle Signs				

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 3,990.00 ✓ am

TOTAL WBE COMMITMENT FOR VENDOR: Entered: 2.00% or 55733.85
Required: 2.00% or 55712.98
<GOAL MET>

THIS PROPOSAL CONTAINS THE FOLLOWING ERRORS/WARNINGS (IF ANY)

This Bid contains 0 amendment files

Electronic Bid Submission

By submitting this bid electronically, I hereby acknowledge that all requirements included in the hard copy proposal, addendum, amendments, plans, standard specifications, supplemental specifications and special provisions are part of the bid and contract. Further, I acknowledge that I have read, understand, accept, acknowledge and agree to comply with all statements in this electronic bid.

I Hereby certify that I have the authority to submit this bid.

Signature

Agency

Date

Contract Item Sheets For C202510

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	33,000.00	33,000.00
0002	0106000000-E	230	BORROW EXCAVATION	364 CY	12.50	4,550.00
0003	1220000000-E	545	INCIDENTAL STONE BASE	500 TON	34.00	17,000.00
0004	1245000000-E	SP	SHOULDER RECONSTRUCTION	18.2 SMI	2,400.00	43,680.00
0005	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	7,798 TON	33.00	257,334.00
0006	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	24,903 TON	32.75	815,573.25
0007	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	14,636 TON	33.00	482,988.00
0008	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	2,383 TON	420.00	1,000,860.00
0009	2612000000-E	848	6" CONCRETE DRIVEWAY	364 SY	70.70	25,734.80
0010	2845000000-N	858	ADJUSTMENT OF METER BOXES OR VALVE BOXES	4 EA	350.00	1,400.00
0011	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	103,296 LF	0.31	32,021.76
0012	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	63,360 LF	0.43	27,244.80
0013	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	600 LF	4.00	2,400.00
0014	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	11 EA	150.00	1,650.00
0015	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	166,656 LF	0.08	13,332.48
0016	6084000000-E	1660	SEEDING & MULCHING	19.2 ACR	1,400.00	26,880.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$2,785,649.09

**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

Barnhill Contracting Company

Full name of Corporation

PO Box 1529, Tarboro, NC 27886

Address as Prequalified

Attest Charlie E. Gates
Secretary/Assistant Secretary
Select appropriate title

Charlie E. Gates
Print or type Signer's name

By Carey M. Swann, III
President/Vice President/Assistant Vice President
Select appropriate title

Carey M. Swann, III
Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

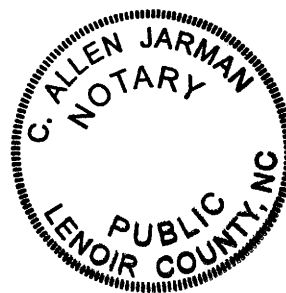
9th day of Feb. 2010

C. Allen Jarman
Signature of Notary Public

of Lenoir County

State of North Carolina

My Commission Expires: Dec. 30, 2012



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 **C202510**

County (ies): **Greene & Pitt**

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION



Contract Officer

2/15/10

Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract Number C202510
County GREENE, PITT

(Rev 07-10-08)

BOND NO. 105353564

CONTRACT PAYMENT BOND

Date of Payment
Bond Execution: February 3rd, 2010

Name of Principal:
Contractor BARNHILL CONTRACTING COMPANY
P.O. BOX 1529, TARBORO, NC 27886

Name of Surety: TRAVELERS CASUALTY AND SURETY COMPANY OF
AMERICA
11440 CARMEL COMMONS BLVD, CHARLOTTE, NC 28226

Name of Contracting Body: NORTH CAROLINA DEPARTMENT OF TRANSPORTATION
RALEIGH, NC 27699-1591

Amount of Bond: \$ 2,785,649.09
TWO MILLION SEVEN HUNDRED EIGHTY FIVE THOUSAND SIX HUNDRED FORTY NINE AND 09/100

Contract ID No.: C202510

County Name: GREENE, PITT

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

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

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

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

Contract Number C202510
County GREENE, PITT

Rev 07-10-08

CONTRACT PAYMENT BOND

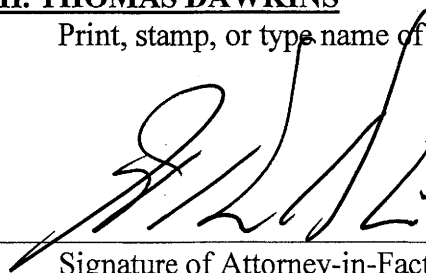
Affix Seal of Surety Company

**TRAVELERS CASUALTY AND SURETY
COMPANY OF AMERICA**

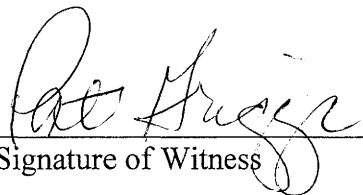
Print or type Surety Company Name

By **H. THOMAS DAWKINS**

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



Signature of Attorney-in-Fact



Signature of Witness

Pat Griggs

Print or type Witness's name

P. O. BOX 6054
Charlotte, NC 28207-0000

Address of Attorney-in-Fact

CONTRACT PAYMENT BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

BARNHILL CONTRACTING COMPANY

Full name of Corporation

P.O. BOX 1529, TARBORO, NC 27886

Address as prequalified

By



Signature of President, Vice President, Assistant Vice President

Selete appropriate title

Carey M. Swann, III

Print or type Signer's name

Affix Corporate Seal

Attest



Signature of Secretary, Assistant Secretary

Selete appropriate title

Charlie E. Gates

Print or type Signer's name

BOND NO. 105353564

CONTRACT PERFORMANCE BOND

Date of Performance

Bond Execution: February 3rd, 2010

Name of Principal: BARNHILL CONTRACTING COMPANY
Contractor P.O. BOX 1529, TARBORO, NC 27886

Name of Surety: TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA
11440 CARMEL COMMONS BLVD, CHARLOTTE, NC 28226

Name of Contracting Body: NORTH CAROLINA DEPARTMENT OF TRANSPORTATION
RALEIGH, NC 27699-1591

Amount of Bond: \$ 2,785,649.09

TWO MILLION SEVEN HUNDRED EIGHTY FIVE THOUSAND SIX HUNDRED FORTY NINE AND 09/100

Contract ID No.: C202510

County Name(s): GREENE, PITT

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 PERFORMANCE BOND

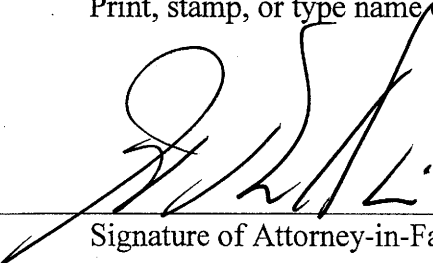
Affix Seal of Surety Company

**TRAVELERS CASUALTY AND SURETY
COMPANY OF AMERICA**

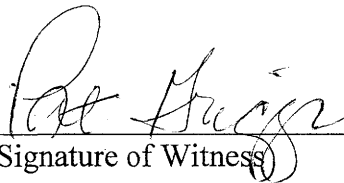
Print or type Surety Company Name

By **H. THOMAS DAWKINS**

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



Signature of Attorney-in-Fact



Signature of Witness

Pat Griggs

Print or type Witness' name

P. O. BOX 6054

Charlotte, NC 28207-0000

Address of Attorney-in-Fact

CONTRACT PERFORMANCE BOND
CORPORATION


SIGNATURE OF CONTRACTOR (Principal)

BARNHILL CONTRACTING COMPANY

Print full name of Corporation

P.O. BOX 1529, TARBORO, NC 27886

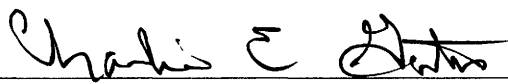
Address as prequalified

By 
Signature of President, Vice President, Assistant Vice President

Select appropriate title

Carey M. Swann III
Print or type Signer's name

Affix Corporate Seal

Attest 
Signature of Secretary, Assistant Secretary
Select appropriate title

Charlie E. Gates
Print or type Signer's name



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
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. 222006

Certificate No. 003431449

KNOW ALL MEN BY THESE PRESENTS: 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

H. Thomas Dawkins, Hunter T. Dawkins, and Patricia Griggs

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 13th day of January, 2010.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
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 13th day of January, 2010, 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., 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., 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., 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 3rd day of February, 2010

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.