

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

C202524

CONTRACT AND  
CONTRACT BONDS  
FOR CONTRACT NO. C202524

WBS 45313.3.ST1 STM-0074(109)

T.I.P NO. U-5196

COUNTY OF ANSON  
THIS IS THE ROADWAY CONTRACT

ROUTE NUMBER US 74 LENGTH 0.740 MILES  
LOCATION US-74 FROM NC-109 TO PAVEMENT JOINT APPROX 150' WEST OF  
PARK ST.

CONTRACTOR BOGGS PAVING, INC.  
ADDRESS P.O. BOX 1609  
MONROE, NC 28111

BIDS OPENED FEBRUARY 16, 2010  
CONTRACT EXECUTION MAR 22 2010

**Boggs Paving, Inc. (3186).****Vendor 1 of 4 Vendors for Call Order 016 (Proposal ID C202524).**

County: ANSON  
Address: P.O. Box 1609  
Monroe, NC 28111  
Phone Number: 7042898482  
Signature Check: This bid has been properly signed by Greg\_D.\_Miller\_3186.  
Time Bid Received: Tue Feb 16 12:55:50 2010  
Bid Checksum: 662F3DBB DBE GOAL SET 8.0  
Amendment Count: 0  
Bidding Errors: No bidding errors. DBE GOAL MET 8.0  
Bid Total: \$290,530.42 ✓  
Bond ID: SNC10284883  
Bond was Verified: Yes.  
Bond Required Percent: 5.00%  
Minimum Check Amount: \$14,526.52  
Bid Security Maximum: \$  
Bond Agency Name:  
Agency Execution Date: 2/12/2010 10:34:41 AM  
Surety Name: Safeco Insurance Company America  
Surety State of Incorporation:  
Bond Company:  
Bond Type:  
Bond Appr Flag:  
Bond Affirm:  
Bond was Paid by Check: No.

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT
2810 MB	A-1 PAVEMENT MARKING, INC. 238 N BIVENS RD. , MONROE, NC 28110		Sub 18,570.82 ✓ ann
3765 WB	STAY ALERT SAFETY SERVICES INC POST OFFICE BOX 467 , KERNERSVILLE, NC 27285		Sub 1,750.00 ✓ ann
2840 MB	STYX CUTHBERTSON TRUCKING POST OFFICE BOX 53 , MONROE, NC 28111		Sub 2,926.00 ✓ ann
TOTAL:			\$23,246.82 8.00%

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: SNC10284883  
 Surety Registry Agency: surety2000  
 Verified?: Yes  
 Surety Agency: Safeco Insurance Company America  
 Bond Execution Date: 2/12/2010 10:34:41 AM  
 Bond Amount: \$14,526.52 (Five Percent of Bid)

State of NC  
Dept of Transportation

Date: 01-20-10  
Revised:

Contract ID: C202524 Project(s): STM-0074(109)  
Letting Date: 02-16-10 Call Order: 016  
Bidder: 3186 - Boggs Paving, 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 MOBILIZATIO N	LUMP		LUMP		15,000.00
0002	1110000000-E STABILIZER AGGREGATE	TON	60.000	5.00000		300.00
0003	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	SY	30,893.000	1.20000		37,071.60
0004	1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C	TON	2,748.000	34.00000		93,432.00
0005	1524000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C (LEVELING COURSE)	TON	259.000	34.00000		8,806.00
0006	1565000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	TON	182.000	475.00000		86,450.00
0007	1704000000-E PATCHING EXISTING PAVEMENT	TON	259.000	100.00000		25,900.00
0008	4589000000-N GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	LUMP		LUMP		5,000.00
0009	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	LF	10,041.000	0.60000		6,024.60
0010	4697000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 120 MILS)	LF	1,235.000	1.20000		1,482.00

State of NC  
 Dept of Transportation  
 Project(s): STM-0074(109)

Date: 01-20-10  
 Revised:

Contract ID: C202524  
 Letting Date: 02-16-10 Call Order: 016  
 Bidder: 3186 - Boggs Paving, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	110.000 LF	5.00000		550.00	
0012	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	39.000 EA	125.00000		4,875.00	
0013	4810000000-E PAINT PAVEMENT MARKING LINES (4")	10,041.000 LF	0.17000		1,706.97	
0014	4820000000-E PAINT PAVEMENT MARKING LINES (8")	1,235.000 LF	0.35000		432.25	
0015	4835000000-E PAINT PAVEMENT MARKING LINES (24")	110.000 LF	10.00000		1,100.00	
0016	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	400.000 EA	6.00000		2,400.00	
Section 0001 Total					290,530.42	
Bid Total					290,530.42	✓

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.





## Contract Item Sheets For C202524

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	15,000.00	15,000.00
0002	1110000000-E	510	STABILIZER AGGREGATE	60 TON	5.00	300.00
0003	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	30,893 SY	1.20	37,071.60
0004	1523000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5C	2,748 TON	34.00	93,432.00
0005	1524000000-E	SP	ASPHALT CONC SURFACE COURSE, TYPE S9.5C (LEVELING COURSE)	259 TON	34.00	8,806.00
0006	1565000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	182 TON	475.00	86,450.00
0007	1704000000-E	SP	PATCHING EXISTING PAVEMENT	259 TON	100.00	25,900.00
0008	4589000000-N	SP	GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	Lump Sum LS	5,000.00	5,000.00
0009	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	10,041 LF	0.60	6,024.60
0010	4697000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 120 MILS)	1,235 LF	1.20	1,482.00
0011	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	110 LF	5.00	550.00
0012	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	39 EA	125.00	4,875.00
0013	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	10,041 LF	0.17	1,706.97
0014	4820000000-E	1205	PAINT PAVEMENT MARKING LINES (8")	1,235 LF	0.35	432.25
0015	4835000000-E	1205	PAINT PAVEMENT MARKING LINES (24")	110 LF	10.00	1,100.00

Contract Item Sheets For C202524

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0016	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	400 EA	6.00	2,400.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$290,530.42 ✓

1517/Feb25/Q57614/D51495100000/E16

Contract Number C202524  
County ANSON

Rev 2-1-10

**EXECUTION OF CONTRACT  
NON-COLLUSION AFFIDAVIT, DEBARMENT CERTIFICATION AND GIFT BAN 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.

N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this procurement, you attest, for your entire organization and its employees or agents, that you are not aware that any such gift has been offered, accepted, or promised by any employees of your organization.

**SIGNATURE OF CONTRACTOR**

BOGGS PAVING, INC.

Full name of Corporation

PO BOX 1609, MONROE, NC 28111-1609

Address as Prequalified

Attest

*Greg D. Miller*

Secretary/~~Assistant Secretary~~

Select appropriate title

By

*Carl A. Boggs III*

President/~~Vice President/Assistant Vice President~~

Select appropriate title

GREG D. MILLER

Print or type Signer's name

CARL A. BOGGS, III

Print or type Signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

Subscribed and sworn to before me this the  
15TH day of MARCH 2010.

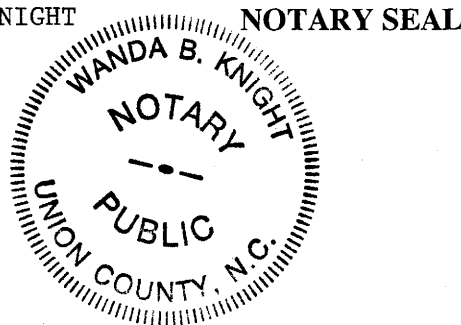
*Wanda B. Knight*

Signature of Notary Public WANDA B. KNIGHT

of UNION County

State of NORTH CAROLINA

My Commission Expires: 12/21/2011



## 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**     **C202524**

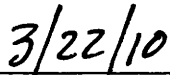
**County (ies):**   **Anson**

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION



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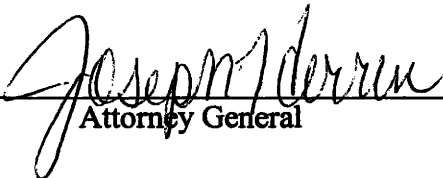
Contract Officer



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Date

Execution of Contract and Bonds  
Approved as to Form:



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Attorney General

Contract No. C202524 WBS 45313.3ST.1  
County Anson County

Rev 2-1-10

Bond No. 6697043

### CONTRACT PAYMENT BOND

Date of Payment Bond Execution February 23, 2010

Name of Principal Contractor Boggs Paving, Inc.

Name of Surety: Safeco Insurance Company of America

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

Amount of Bond: Two Hundred Ninety Thousand Five  
Hundred Thirty Dollars and 42/100 ( \$290,530.42 )

Contract ID No.: C202524 WBS 45313.3ST.1

County Name: Anson County

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 PAYMENT BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

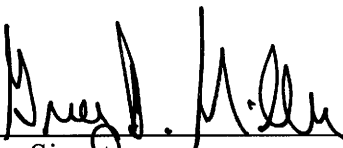
Boggs Paving, Inc.  
Full name of Corporation

PO Box 1609, Monroe, NC 28111-1609  
Address as prequalified

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

CARL A. BOGGS, III  
Print or type Signer's name

*Affix Corporate Seal*

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

GREG D. MILLER  
Print or type Signer's name

Contract No. C202524 WBS 45313.3ST.1  
County Anson County

Rev 2-1-10

Bond No. 6697043

### CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: February 23, 2010

Name of Principal Contractor: Boggs Paving, Inc.

Name of Surety: Safeco Insurance Company of America

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

Amount of Bond: Two Hundred Ninety Thousand Five Hundred Thirty Dollars and 42/100 ( \$290,530.42 )

Contract ID No.: C202524 WBS 45313.3ST.1

County Name: Anson County

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. C202524 WBS 45313.3ST.1  
County Anson County

Rev 2-1-10

### CONTRACT PERFORMANCE BOND

*Affix Seal of Surety Company*

Safeco Insurance Company of America  
Print or type Surety Company Name

By Cynthia M. Partin  
Print, stamp or type name of Attorney-in-Fact



Cynthia M. Partin  
Signature of Attorney-in-Fact

Frances Burdette  
Signature of Witness

Frances Burdette  
Print or type Signer's name

1441 Main Street  
Columbia, SC 29201  
Address of Attorney-in-Fact

Contract No.  
County

C202524 WBS 45313.3ST.1  
Anson County

Rev 2-1-10

**CONTRACT PERFORMANCE BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)


Boggs Paving, Inc.

Full name of Corporation

PO Box 1609, Monroe, NC 28111-1609

Address as prequalified

By



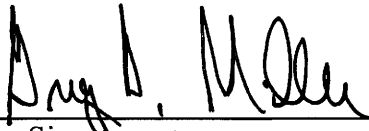
Signature of ~~President, Vice President, Assistant Vice President~~  
Select appropriate title

CARL A. BOGGS, III

Print or type Signer's name

*Affix Corporate Seal*

Attest



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

GREG D. MILLER

Print or type Signer's name



POWER OF ATTORNEY

Safeco Insurance Company of America
General Insurance Company of America
1001 4th Avenue
Suite 1700
Seattle, WA 98154

No. 9721

KNOW ALL BY THESE PRESENTS:

That SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA, each a Washington corporation, does each hereby appoint

PAMELA BRANDT; HEIDI K. HARRELL; BRAD LORENZETTI; JAMES M. MALONEY; CYNTHIA M. PARTIN; Columbia, South Carolina

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA have each executed and attested these presents

this 21st day of March, 2009

Dexter R. Legg

Dexter R. Legg, Secretary

T. Mikolajewski

Timothy A. Mikolajewski, Vice President

CERTIFICATE

Extract from the By-Laws of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA:

"Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business... On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

Extract from a Resolution of the Board of Directors of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
(ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
(iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, Dexter R. Legg, Secretary of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 23rd day of February, 2010



Dexter R. Legg

Dexter R. Legg, Secretary