

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

C202206

CONTRACT AND  
CONTRACT BONDS  
FOR CONTRACT NO. C202206

WBS 39977.3.ST1 STM-040-2(150)83

T.I.P NO. K-4909

COUNTY OF MCDOWELL

THIS IS THE REST AREA CONTRACT

ROUTE NUMBER I 40 LENGTH 0.000 MILES

LOCATION REST AREA ON I-40.

CONTRACTOR BLYTHE DEVELOPMENT CO.  
ADDRESS 1415 E WESTINGHOUSE BLVD  
CHARLOTTE, NC 282735801

BIDS OPENED AUGUST 17, 2010  
CONTRACT EXECUTION SEP 0 8 2010

NCDOT/berc

Vendor 3740's Bid Information for Call 005, Letting L100817, 2010-08-17

**Blythe Development Co. (3740).**

**Vendor 2 of 4 Vendors for Call Order 005 (Proposal ID C202206).**

County: MCDOWELL  
Address: 1415 E. Westinghouse Blvd.  
Charlotte, North Carolina 28273  
Phone Number: 704-588-0023 Ext. 243  
Signature Check: This bid has been properly signed by L.JACK\_BLYTHE\_3740.  
Time Bid Received: Tue Aug 17 13:28:42 2010  
Bid Checksum: 5CB619F8  
Amendment Count: 0 DBE GOAL SET 8.0  
Bidding Errors: No bidding errors  
Bid Total: \$1,778,880.00 ✓ DBE GOAL MET 8.4  
Bond ID: SNC10263103  
Bond was Verified: Yes.  
Bond Required Percent: 5.00%  
Minimum Check Amount: \$88,944.00  
Bid Security Maximum: \$  
Bond Agency Name:  
Agency Execution Date: 8/17/2010 11:01:54 AM  
Surety Name: Safeco Insurance Company of 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	
8830	WB R&N CONSTRUCTION GROUP LLC 7219 SHADOWLAKE DR , CHARLOTTE, NC 28226		Sub 149,875.00	✓ am
			TOTAL: \$149,875.00	✓ am
			8.43%	

Miscellaneous Data Info - Contractor Responses:

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NON-COLLUSION AND DEBARMENT CERTIFICATION

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

Explanation:  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	

Bid Bond Data Info - Contractor Responses:

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BondID: SNC10263103  
Surety Registry Agency: surety2000  
Verified?: Yes  
Surety Agency: Safeco Insurance Company of America  
Bond Execution Date: 8/17/2010 11:01:54 AM  
Bond Amount: \$88,944.00 (Five Percent of Bid)

State of NC  
 Dept of Transportation

Date: 07-16-10  
 Revised:

Contract ID: C202206      Project(s): STM-040-2(150)83  
 Letting Date: 08-17-10    Call Order: 005  
 Bidder: 3740 - Blythe Development Co.

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		93,000.00
0002	2549000000-E 2'-6" CONCRETE CURB & GUTTER	LF	175.0000	25.000000		4,375.00
0003	2605000000-N CONCRETE WHEELCHAIR RAMPS	EA	4.0000	750.000000		3,000.00
0004	2738000000-E GENERIC PAVING ITEM 4" CONCRETE SIDEWALK	SY	250.0000	30.000000		7,500.00
0005	2761000000-E GENERIC PAVING ITEM 9" CONCRETE BORDER	SY	105.0000	20.000000		2,100.00
0006	3575000000-E GENERIC FENCING ITEM TEMPORARY 72" CHAIN LINK FENCE	LF	800.0000	20.000000		16,000.00
0007	3578000000-N GENERIC FENCING ITEM TEMPORARY DOUBLE GATES, 72" HIGH, 8' WIDE, 16' OPENING	EA	2.0000	1,600.000000		3,200.00
0008	3656000000-E FILTER FABRIC FOR DRAINAGE	SY	75.0000	3.000000		225.00
0009	6000000000-E TEMPORARY SILT FENCE	LF	500.0000	15.000000		7,500.00
0010	6006000000-E STONE FOR EROSION CONTROL, CLASS A	TON	40.0000	40.000000		1,600.00

State of NC  
 Dept of Transportation

Date: 07-16-10  
 Revised:

Contract ID: C202206 Project(s): STM-040-2(150)83  
 Letting Date: 08-17-10 Call Order: 005  
 Bidder: 3740 - Blythe Development Co.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	6012000000-E SEDIMENT CONTROL STONE	20.000 TON	40.00000		800.00	
0012	6015000000-E TEMPORARY MULCHING	0.250 ACR	1,000.00000		250.00	
0013	6018000000-E SEED FOR TEMPORARY SEEDING	15.000 LB	10.00000		150.00	
0014	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	0.050 TON	1,500.00000		75.00	
0015	6036000000-E MATTING FOR EROSION CONTROL	100.000 SY	3.00000		300.00	
0016	6042000000-E 1/4" HARDWARE CLOTH	100.000 LF	7.00000		700.00	
0017	6084000000-E SEEDING & MULCHING	4.000 ACR	2,200.00000		8,800.00	
0018	6087000000-E MOWING	0.500 ACR	325.00000		162.50	
0019	6090000000-E SEED FOR REPAIR SEEDING	10.000 LB	4.00000		40.00	
0020	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.050 TON	2,000.00000		100.00	
0021	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	10.000 LB	5.00000		50.00	
0022	6108000000-E FERTILIZER TOPDRESSING	0.100 TON	2,200.00000		220.00	

State of NC  
Dept of Transportation

Date: 07-16-10  
Revised:

Contract ID: C202206

Project(s): STM-040-2(150)83

Letting Date: 08-17-10 Call Order: 005

Bidder: 3740 - Blythe Development Co.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0023	6114500000-N SPECIALIZED HAND MOWING	MHR 15.000	75.00000		1,125.00	
0024	6141000000-E GENERIC EROSION CONTROL ITEM SODDING	SY 340.000	6.50000		2,210.00	
0025	6655000000-E WATER FOR PLANTING	M/G 11.000	125.00000		1,375.00	
0026	6665000000-E POSTEMERGEN T HERBICIDAL TREAT-MENT FOR PLANT BEDS	SY 1,625.000	0.75000		1,218.75	
0027	6670000000-E PREEMERGENT HERBICIDAL TREAT- MENT FOR PLANT BEDS	SY 1,625.000	0.75000		1,218.75	
0028	6674000000-N GENERIC PLANTING ITEM (LS) LANDSCAPE PLANTING (EBL)	LUMP	LUMP		22,000.00	
0029	6674000000-N GENERIC PLANTING ITEM (LS) LANDSCAPE PLANTING (WBL)	LUMP	LUMP		22,000.00	
0030	6677000000-E GENERIC PLANTING ITEM RIVERSTONE	TON 6.000	175.00000		1,050.00	
0031	6890000000-E CONCRETE STEPS	CY 13.000	1,000.00000		13,000.00	
0032	6895000000-E HANDRAIL ON STEPS	LF 52.000	165.00000		8,580.00	
0033	6900000000-E TOPSOIL	CY 120.000	40.00000		4,800.00	
0034	6915000000-N OUTDOOR PARK STOVE	EA 2.000	2,500.00000		5,000.00	

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Date: 07-16-10  
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 Letting Date: 08-17-10 Call Order: 005  
 Bidder: 3740 - Blythe Development Co.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0035	6970000000-N GENERIC REST AREA ITEM 1" GATE VALVE AND BOX	EA 1.000	350.00000		350.00	
0036	6970000000-N GENERIC REST AREA ITEM 3" GATE VALVE AND BOX	EA 2.000	750.00000		1,500.00	
0037	6970000000-N GENERIC REST AREA ITEM 4" SANITARY SEWER CLEAN-OUT	EA 1.000	200.00000		200.00	
0038	6970000000-N GENERIC REST AREA ITEM 6' PARK BENCH	EA 4.000	1,250.00000		5,000.00	
0039	6970000000-N GENERIC REST AREA ITEM BOULDER	EA 12.000	200.00000		2,400.00	
0040	6970000000-N GENERIC REST AREA ITEM CONNECTION TO SEWER MANHOLE/ SEWER LINE	EA 1.000	700.00000		700.00	
0041	6970000000-N GENERIC REST AREA ITEM FLAGPOLE	EA 2.000	3,500.00000		7,000.00	
0042	6970000000-N GENERIC REST AREA ITEM RELOCATED PICNIC SHELTER	EA 1.000	25,000.00000		25,000.00	
0043	6970000000-N GENERIC REST AREA ITEM STEPPING STONE	EA 12.000	175.00000		2,100.00	
0044	6970000000-N GENERIC REST AREA ITEM WASTE CONTAINER	EA 11.000	750.00000		8,250.00	
0045	6975000000-N GENERIC REST AREA ITEM ELECTRICAL INSTALLATION REST AREA SERVICE BLDG EBL/WBL (NEWBLDGS)	LUMP	LUMP		75,000.00	

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Bidder: 3740 - Blythe Development Co.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0046	6975000000-N GENERIC REST AREA ITEM ELECTRICAL INSTALLATION VEND- ING BUILDING EBL (EXISTING BLDG)	LUMP	LUMP		12,500.00	
0047	6975000000-N GENERIC REST AREA ITEM ELECTRICAL INSTALLATION VEND- ING BUILDING WBL (NEW SMALL BLDG)	LUMP	LUMP		22,000.00	
0048	6975000000-N GENERIC REST AREA ITEM GENERAL CONSTRUCTION REST AREA SERVICE BLDG EBL/WBL (NEW BLDGS)	LUMP	LUMP		610,000.00	
0049	6975000000-N GENERIC REST AREA ITEM GENERAL CONSTRUCTION VENDING BUILDING EBL (EXISTING BLDG)	LUMP	LUMP		40,000.00	
0050	6975000000-N GENERIC REST AREA ITEM GENERAL CONSTRUCTION VENDING BUILDING WBL (NEW SMALL BLDG)	LUMP	LUMP		75,660.00	
0051	6975000000-N GENERIC REST AREA ITEM HVAC INSTALLATION REST AREA SERVICE BLDG EBL/WBL (NEW BLDGS)	LUMP	LUMP		81,000.00	
0052	6975000000-N GENERIC REST AREA ITEM HVAC INSTALLATION VENDING BUILDING EBL (EXISTING BLDG)	LUMP	LUMP		7,500.00	
0053	6975000000-N GENERIC REST AREA ITEM HVAC INSTALLATION VENDING BUILDING WBL (NEW SMALL BLDG)	LUMP	LUMP		10,000.00	

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 Letting Date: 08-17-10 Call Order: 005  
 Bidder: 3740 - Blythe Development Co.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0054	6975000000-N GENERIC REST AREA ITEM LANDSCAPE & SITE GRADING EBL	LUMP	LUMP		20,000.00	
0055	6975000000-N GENERIC REST AREA ITEM LANDSCAPE & SITE GRADING WBL	LUMP	LUMP		20,000.00	
0056	6975000000-N GENERIC REST AREA ITEM LANDSCAPE IRRIGATION - EBL	LUMP	LUMP		18,000.00	
0057	6975000000-N GENERIC REST AREA ITEM LANDSCAPE IRRIGATION - WBL	LUMP	LUMP		15,000.00	
0058	6975000000-N GENERIC REST AREA ITEM PLUMBING INSTALLATION REST AREA SERVICE BLDG EBL/WBL (NEW BLDGS)	LUMP	LUMP		150,000.00	
0059	6975000000-N GENERIC REST AREA ITEM PLUMBING INSTALLATION VENDING BUILDING EBL (EXISTING BLDG)	LUMP	LUMP		11,000.00	
0060	6975000000-N GENERIC REST AREA ITEM PLUMBING INSTALLATION VENDING BUILDING WBL (NEW SMALL BLDG)	LUMP	LUMP		16,000.00	
0061	6975000000-N GENERIC REST AREA ITEM PONDLESS WATERFALL	LUMP	LUMP		25,000.00	
0062	6975000000-N GENERIC REST AREA ITEM POWERWASH EXISTING SIDEWALKS -EBL	LUMP	LUMP		5,000.00	
0063	6975000000-N GENERIC REST AREA ITEM POWERWASH EXISTING SIDEWALKS -WBL	LUMP	LUMP		5,000.00	

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Bidder: 3740 - Blythe Development Co.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0064	6975000000-N GENERIC REST AREA ITEM SITE DEMOLITION EBL	LUMP	LUMP			25,000.00
0065	6975000000-N GENERIC REST AREA ITEM SITE DEMOLITION WBL	LUMP	LUMP			25,000.00
0066	6975000000-N GENERIC REST AREA ITEM STORMWATER COLLECTION SYSTEM -EBL	LUMP	LUMP			23,000.00
0067	6975000000-N GENERIC REST AREA ITEM STORMWATER COLLECTION SYSTEM -WBL	LUMP	LUMP			20,000.00
0068	6975000000-N GENERIC REST AREA ITEM STORMWATER DRAINAGE SYSTEM - EBL	LUMP	LUMP			22,000.00
0069	6975000000-N GENERIC REST AREA ITEM STORMWATER DRAINAGE SYSTEM - WBL	LUMP	LUMP			17,000.00
0070	6980000000-E GENERIC REST AREA ITEM 1" PVC WATER PIPE (SCH 80)	LF	50.000	10.00000		500.00
0071	6980000000-E GENERIC REST AREA ITEM 3" PVC GRAVITY SEWER (SCH80)	LF	100.000	25.00000		2,500.00
0072	6980000000-E GENERIC REST AREA ITEM 3" PVC SLEEVE	LF	100.000	40.00000		4,000.00
0073	6980000000-E GENERIC REST AREA ITEM 3" PVC WATER PIPE (SCH 80)	LF	370.000	17.00000		6,290.00
0074	6980000000-E GENERIC REST AREA ITEM 6" PVC GRAVITY SEWER (SCH80)	LF	175.000	25.00000		4,375.00
0075	6980000000-E GENERIC REST AREA ITEM ELECTRIC LINE INSTALL/REPAIR	LF	250.000	12.00000		3,000.00

State of NC  
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Date: 07-16-10  
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 Letting Date: 08-17-10 Call Order: 005  
 Bidder: 3740 - Blythe Development Co.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0076	6980000000-E GENERIC REST AREA ITEM LANDSCAPE METAL EDGING	900.000 LF	5.00000		4,500.00	
0077	6980000000-E GENERIC REST AREA ITEM ORNAMENTAL WELDED WIRE FENCE	300.000 LF	40.00000		12,000.00	
0078	6980000000-E GENERIC REST AREA ITEM PHONE LINE INSTALL/REPAIR	250.000 LF	6.00000		1,500.00	
0079	6980000000-E GENERIC REST AREA ITEM PVC WATER PIPE SCH. 80 REPAIR	25.000 LF	12.00000		300.00	
0080	6980000000-E GENERIC REST AREA ITEM SPLIT RAIL FENCE RELOCATION	200.000 LF	16.00000		3,200.00	
0081	6980000000-E GENERIC REST AREA ITEM TREE PROTECTION FENCE	650.000 LF	3.00000		1,950.00	
0082	6982000000-E GENERIC REST AREA ITEM PERMEABLE PAVERS	3,800.000 SF	16.00000		60,800.00	
0083	6982000000-E GENERIC REST AREA ITEM SEGMENTED RETAINING WALL	560.000 SF	50.00000		28,000.00	
0084	6985000000-E GENERIC REST AREA ITEM MULCH FOR PLANTING	227.000 CY	40.00000		9,080.00	
	Section 0001 Total				1,778,880.00	
	Bid Total				1,778,880.00	✓

NON-COLLUSION AND DEBARMENT CERTIFICATION

The bidder certifies that neither he, nor any official, agent or employee of the bidder has entered into any agreement, participated in any collusion, or otherwise taken any action which is in restraint of free competitive bidding in connection with this bid, that the Contractor has not been convicted of violating N.C.G.S. § 133-24 within the last three years, and that the bidder intends to do the work with its own bonafide employees or subcontractors and is not bidding for the benefit of another contractor. In addition, submitting this electronic bid constitutes the bidder's certification of Status under penalty of perjury under the laws of the United States and in accordance with the Debarment Certification on file with the Department.

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

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

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

Explanation:  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED

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

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

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

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

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

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	

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

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
DBE COMMITMENT ITEMS

DATE: 07-16-10  
PAGE: 11

PROPOSAL: C202206  
LETTING: L100817 CALL: 005  
VENDOR: 3740 Blythe Development Co.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE SUBCONTRACTOR: 8830 R&N CONSTRUCTION GROUP LLC						
Will Use Quote: Yes						
0028	6674000000-N	GENERIC PLAN	LS	1.000	17500.00000	17500.00
0029	6674000000-N	GENERIC PLAN	LS	1.000	16500.00000	16500.00
0056	6975000000-N	GENERIC REST	LS	1.000	15000.00000	15000.00
0057	6975000000-N	GENERIC REST	LS	1.000	9000.00000	9000.00
0006	3575000000-E	GENERIC FENC	LF	800.000	12.00000	9600.00
0007	3578000000-N	GENERIC FENC	EA	2.000	1000.00000	2000.00
0009	6000000000-E	TEMPORARY SI	LF	500.000	2.00000	1000.00
0012	6015000000-E	TEMPORARY MU	ACR	0.250	700.00000	175.00
0013	6018000000-E	SEED FOR TEM	LB	15.000	5.00000	75.00
0014	6021000000-E	FERT FOR TEM	TON	0.050	1200.00000	60.00
0015	6036000000-E	MATTING FOR	SY	100.000	2.25000	225.00
0016	6042000000-E	1/4" HARDWAR	LF	100.000	5.00000	500.00
0017	6084000000-E	SEEDING AND	ACR	4.000	1750.00000	7000.00
0018	6087000000-E	MOWING	ACR	0.500	300.00000	150.00
0019	6090000000-E	SEED FOR REP	LB	10.000	3.00000	30.00
0020	6093000000-E	FERT FOR REP	TON	0.050	1200.00000	60.00
0021	6096000000-E	SEED FOR SUP	LB	10.000	3.00000	30.00
0022	6108000000-E	FERTILIZER T	TON	0.100	1200.00000	120.00
0023	6114500000-N	SPECIALIZED	MHR	15.000	50.00000	750.00
0024	6141000000-E	GENERIC EROS	SY	340.000	6.00000	2040.00
0025	6665000000-E	WATER FOR PL	M/G	11.000	100.00000	1100.00
0026	6665000000-E	POSTEMERGENT	SY	1625.000	0.25000	406.25
0027	6670000000-E	PREEMERGENT	SY	1625.000	0.25000	406.25
0033	6900000000-E	TOPSOIL	CY	120.000	35.00000	4200.00
0080	6980000000-E	GENERIC REST	LF	200.000	15.00000	3000.00
0081	6980000000-E	GENERIC REST	LF	650.000	1.75000	1137.50
0082	6982000000-E	GENERIC REST	SF	3800.000	9.00000	34200.00
0083	6982000000-E	GENERIC REST	SF	560.000	30.00000	16800.00
0084	6985000000-E	GENERIC REST	CY	227.000	30.00000	6810.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 149,875.00 ✓ am  
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor ) 149,875

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 8.43% or 149875.00 ✓ am  
Required: 8.00% or 142310.40  
<GOAL MET>

## Contract Item Sheets For C202206

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	93,000.00	93,000.00
0002	2549000000-E	846	2'-6" CONCRETE CURB & GUTTER	175 LF	25.00	4,375.00
0003	2605000000-N	848	CONCRETE WHEELCHAIR RAMPS	4 EA	750.00	3,000.00
0004	2738000000-E	SP	GENERIC PAVING ITEM 4" CONCRETE SIDEWALK	250 SY	30.00	7,500.00
0005	2761000000-E	848	GENERIC PAVING ITEM 9" CONCRETE BORDER	105 SY	20.00	2,100.00
0006	3575000000-E	SP	GENERIC FENCING ITEM TEMPORARY 72" CHAIN LINK FENCE	800 LF	20.00	16,000.00
0007	3578000000-N	SP	GENERIC FENCING ITEM TEMPORARY DOUBLE GATES, 72" HIGH, 8' WIDE, 16' OPENING	2 EA	1,600.00	3,200.00
0008	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	75 SY	3.00	225.00
0009	6000000000-E	1605	TEMPORARY SILT FENCE	500 LF	15.00	7,500.00
0010	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	40 TON	40.00	1,600.00
0011	6012000000-E	1610	SEDIMENT CONTROL STONE	20 TON	40.00	800.00
0012	6015000000-E	1615	TEMPORARY MULCHING	0.25 ACR	1,000.00	250.00
0013	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	15 LB	10.00	150.00
0014	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEED- ING	0.05 TON	1,500.00	75.00
0015	6036000000-E	1631	MATTING FOR EROSION CONTROL	100 SY	3.00	300.00
0016	6042000000-E	1632	1/4" HARDWARE CLOTH	100 LF	7.00	700.00
0017	6084000000-E	1660	SEEDING & MULCHING	4 ACR	2,200.00	8,800.00
0018	6087000000-E	1660	MOWING	0.5 ACR	325.00	162.50
0019	6090000000-E	1661	SEED FOR REPAIR SEEDING	10 LB	4.00	40.00

## Contract Item Sheets For C202206

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0020	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.05 TON	2,000.00	100.00
0021	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	10 LB	5.00	50.00
0022	6108000000-E	1665	FERTILIZER TOPDRESSING	0.1 TON	2,200.00	220.00
0023	6114500000-N	SP	SPECIALIZED HAND MOWING	15 MHR	75.00	1,125.00
0024	6141000000-E	SP	GENERIC EROSION CONTROL ITEM SODDING	340 SY	6.50	2,210.00
0025	6655000000-E	1670	WATER FOR PLANTING	11 M/G	125.00	1,375.00
0026	6665000000-E	1670	POSTEMERGENT HERBICIDAL TREAT- MENT FOR PLANT BEDS	1,625 SY	0.75	1,218.75
0027	6670000000-E	1670	PREEMERGENT HERBICIDAL TREAT- MENT FOR PLANT BEDS	1,625 SY	0.75	1,218.75
0028	6674000000-N	SP	GENERIC PLANTING ITEM (LS) LANDSCAPE PLANTING (EBL)	Lump Sum LS	22,000.00	22,000.00
0029	6674000000-N	SP	GENERIC PLANTING ITEM (LS) LANDSCAPE PLANTING (WBL)	Lump Sum LS	22,000.00	22,000.00
0030	6677000000-E	SP	GENERIC PLANTING ITEM RIVERSTONE	6 TON	175.00	1,050.00
0031	6890000000-E	SP	CONCRETE STEPS	13 CY	1,000.00	13,000.00
0032	6895000000-E	SP	HANDRAIL ON STEPS	52 LF	165.00	8,580.00
0033	6900000000-E	SP	TOPSOIL	120 CY	40.00	4,800.00
0034	6915000000-N	SP	OUTDOOR PARK STOVE	2 EA	2,500.00	5,000.00
0035	6970000000-N	SP	GENERIC REST AREA ITEM 1" GATE VALVE AND BOX	1 EA	350.00	350.00
0036	6970000000-N	SP	GENERIC REST AREA ITEM 3" GATE VALVE AND BOX	2 EA	750.00	1,500.00
0037	6970000000-N	SP	GENERIC REST AREA ITEM 4" SANITARY SEWER CLEAN-OUT	1 EA	200.00	200.00

## Contract Item Sheets For C202206

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0038	6970000000-N	SP	GENERIC REST AREA ITEM 6' PARK BENCH	4 EA	1,250.00	5,000.00
0039	6970000000-N	SP	GENERIC REST AREA ITEM BOULDER	12 EA	200.00	2,400.00
0040	6970000000-N	SP	GENERIC REST AREA ITEM CONNECTION TO SEWER MANHOLE/ SEWER LINE	1 EA	700.00	700.00
0041	6970000000-N	SP	GENERIC REST AREA ITEM FLAGPOLE	2 EA	3,500.00	7,000.00
0042	6970000000-N	SP	GENERIC REST AREA ITEM RELOCATED PICNIC SHELTER	1 EA	25,000.00	25,000.00
0043	6970000000-N	SP	GENERIC REST AREA ITEM STEPPING STONE	12 EA	175.00	2,100.00
0044	6970000000-N	SP	GENERIC REST AREA ITEM WASTE CONTAINER	11 EA	750.00	8,250.00
0045	6975000000-N	SP	GENERIC REST AREA ITEM ELECTRICAL INSTALLATION REST AREA SERVICE BLDG EBL/WBL (NEW BLDGS)	Lump Sum LS	75,000.00	75,000.00
0046	6975000000-N	SP	GENERIC REST AREA ITEM ELECTRICAL INSTALLATION VEND- ING BUILDING EBL (EXISTING BLDG)	Lump Sum LS	12,500.00	12,500.00
0047	6975000000-N	SP	GENERIC REST AREA ITEM ELECTRICAL INSTALLATION VEND- ING BUILDING WBL (NEW SMALL BLDG)	Lump Sum LS	22,000.00	22,000.00
0048	6975000000-N	SP	GENERIC REST AREA ITEM GENERAL CONSTRUCTION REST AREA SERVICE BLDG EBL/WBL (NEW BL DGS)	Lump Sum LS	610,000.00	610,000.00
0049	6975000000-N	SP	GENERIC REST AREA ITEM GENERAL CONSTRUCTION VENDING BUILDING EBL (EXISTING BLDG)	Lump Sum LS	40,000.00	40,000.00
0050	6975000000-N	SP	GENERIC REST AREA ITEM GENERAL CONSTRUCTION VENDING BUILDING WBL (NEW SMALL BLDG)	Lump Sum LS	75,660.00	75,660.00

## Contract Item Sheets For C202206

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0051	6975000000-N	SP	GENERIC REST AREA ITEM HVAC INSTALLATION REST AREA SERVICE BLDG EBL/WBL (NEW BLDGS)	Lump Sum LS	81,000.00	81,000.00
0052	6975000000-N	SP	GENERIC REST AREA ITEM HVAC INSTALLATION VENDING BUILDING EBL (EXISTING BLDG)	Lump Sum LS	7,500.00	7,500.00
0053	6975000000-N	SP	GENERIC REST AREA ITEM HVAC INSTALLATION VENDING BUILDING WBL (NEW SMALL BLDG)	Lump Sum LS	10,000.00	10,000.00
0054	6975000000-N	SP	GENERIC REST AREA ITEM LANDSCAPE & SITE GRADING EBL	Lump Sum LS	20,000.00	20,000.00
0055	6975000000-N	SP	GENERIC REST AREA ITEM LANDSCAPE & SITE GRADING WBL	Lump Sum LS	20,000.00	20,000.00
0056	6975000000-N	SP	GENERIC REST AREA ITEM LANDSCAPE IRRIGATION - EBL	Lump Sum LS	18,000.00	18,000.00
0057	6975000000-N	SP	GENERIC REST AREA ITEM LANDSCAPE IRRIGATION - WBL	Lump Sum LS	15,000.00	15,000.00
0058	6975000000-N	SP	GENERIC REST AREA ITEM PLUMBING INSTALLATION REST AREA SERVICE BLDG EBL/WBL (NEW BLDGS)	Lump Sum LS	150,000.00	150,000.00
0059	6975000000-N	SP	GENERIC REST AREA ITEM PLUMBING INSTALLATION VENDING BUILDING EBL (EXISTING BLDG)	Lump Sum LS	11,000.00	11,000.00
0060	6975000000-N	SP	GENERIC REST AREA ITEM PLUMBING INSTALLATION VENDING BUILDING WBL (NEW SMALL BLDG)	Lump Sum LS	16,000.00	16,000.00
0061	6975000000-N	SP	GENERIC REST AREA ITEM PONDLESS WATERFALL	Lump Sum LS	25,000.00	25,000.00
0062	6975000000-N	SP	GENERIC REST AREA ITEM POWERWASH EXISTING SIDEWALKS - EBL	Lump Sum LS	5,000.00	5,000.00
0063	6975000000-N	SP	GENERIC REST AREA ITEM POWERWASH EXISTING SIDEWALKS - WBL	Lump Sum LS	5,000.00	5,000.00

## Contract Item Sheets For C202206

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0064	6975000000-N	SP	GENERIC REST AREA ITEM SITE DEMOLITION EBL	Lump Sum LS	25,000.00	25,000.00
0065	6975000000-N	SP	GENERIC REST AREA ITEM SITE DEMOLITION WBL	Lump Sum LS	25,000.00	25,000.00
0066	6975000000-N	SP	GENERIC REST AREA ITEM STORMWATER COLLECTION SYSTEM - EBL	Lump Sum LS	23,000.00	23,000.00
0067	6975000000-N	SP	GENERIC REST AREA ITEM STORMWATER COLLECTION SYSTEM - WBL	Lump Sum LS	20,000.00	20,000.00
0068	6975000000-N	SP	GENERIC REST AREA ITEM STORMWATER DRAINAGE SYSTEM - EBL	Lump Sum LS	22,000.00	22,000.00
0069	6975000000-N	SP	GENERIC REST AREA ITEM STORMWATER DRAINAGE SYSTEM - WBL	Lump Sum LS	17,000.00	17,000.00
0070	6980000000-E	SP	GENERIC REST AREA ITEM 1" PVC WATER PIPE (SCH 80)	50 LF	10.00	500.00
0071	6980000000-E	SP	GENERIC REST AREA ITEM 3" PVC GRAVITY SEWER (SCH80)	100 LF	25.00	2,500.00
0072	6980000000-E	SP	GENERIC REST AREA ITEM 3" PVC SLEEVE	100 LF	40.00	4,000.00
0073	6980000000-E	SP	GENERIC REST AREA ITEM 3" PVC WATER PIPE (SCH 80)	370 LF	17.00	6,290.00
0074	6980000000-E	SP	GENERIC REST AREA ITEM 6" PVC GRAVITY SEWER (SCH80)	175 LF	25.00	4,375.00
0075	6980000000-E	SP	GENERIC REST AREA ITEM ELECTRIC LINE INSTALL/REPAIR	250 LF	12.00	3,000.00
0076	6980000000-E	SP	GENERIC REST AREA ITEM LANDSCAPE METAL EDGING	900 LF	5.00	4,500.00
0077	6980000000-E	SP	GENERIC REST AREA ITEM ORNAMENTAL WELDED WIRE FENCE	300 LF	40.00	12,000.00
0078	6980000000-E	SP	GENERIC REST AREA ITEM PHONE LINE INSTALL/REPAIR	250 LF	6.00	1,500.00

Contract Item Sheets For C202206

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0079	6980000000-E	SP	GENERIC REST AREA ITEM PVC WATER PIPE SCH. 80 REPAIR	25 LF	12.00	300.00
0080	6980000000-E	SP	GENERIC REST AREA ITEM SPLIT RAIL FENCE RELOCATION	200 LF	16.00	3,200.00
0081	6980000000-E	SP	GENERIC REST AREA ITEM TREE PROTECTION FENCE	650 LF	3.00	1,950.00
0082	6982000000-E	SP	GENERIC REST AREA ITEM PERMEABLE PAVERS	3,800 SF	16.00	60,800.00
0083	6982000000-E	SP	GENERIC REST AREA ITEM SEGMENTED RETAINING WALL	560 SF	50.00	28,000.00
0084	6985000000-E	SP	GENERIC REST AREA ITEM MULCH FOR PLANTING	227 CY	40.00	9,080.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,778,880.00 ✓

**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, that the Contractor has not been convicted of violating N.C.G.S. § 133-24 within the last three years, and that the Contractor intends to do the work with its 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**

Blythe Development Company

Full name of Corporation

1415 E. Westinghouse Blvd, Charlotte, NC 28273-5801

Address as Prequalified

Attest

*[Handwritten Signature]*

~~Secretary~~/Assistant Secretary  
Select appropriate title

By

*[Handwritten Signature]*

President/Vice President/Assistant Vice President  
Select appropriate title

Luther J. Blythe Jr.

Print or type Signer's name

L.J. Blythe

Print or type Signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

Subscribed and sworn to before me this the

30 day of August 2010

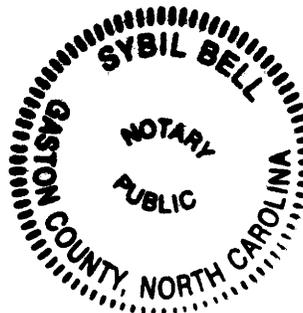
*[Handwritten Signature]*  
Signature of Notary Public

**NOTARY SEAL**

of Gaston County

State of North Carolina

My Commission Expires: 1-13-2015



**DEBARMENT CERTIFICATION**

## Conditions for certification:

1. The prequalified bidder shall provide immediate written notice to the Department if at any time the bidder learns that his certification was erroneous when he submitted his debarment certification or explanation filed 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 prequalified bidder 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 prequalified bidder 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 prequalified bidder 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 bidder 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 6 herein, the Department may terminate any contract if the bidder 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 prequalified 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.
- e. Will submit a revised Debarment Certification immediately if his status changes and will show in his bid proposal an explanation for the change in status.

If the prequalified bidder 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 prequalified bidder's bid being considered non-responsive.

Check here if an explanation is attached to this certification.

**Contract No**     **C202206**

**County (ies):**   **McDowell**

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION

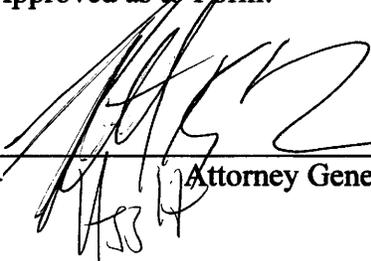


\_\_\_\_\_  
Contract Officer

9/8/10

\_\_\_\_\_  
Date

Execution of Contract and Bonds  
Approved as to Form:



\_\_\_\_\_  
Attorney General

Contract No. C202206  
County McDowell

Rev 2-1-10

Bond No. 6685708

### CONTRACT PAYMENT BOND

Date of Payment Bond Execution August 26, 2010

Name of Principal Contractor Blythe Development Company

Name of Surety: Safeco Insurance Company of America

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

Amount of Bond: One Million Seven Hundred Seventy Eight  
Thousand Eight Hundred Eighty Dollars and 00/100 ( \$1,778,880.00 )

Contract ID No.: C202206

County Name: McDowell

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. C202206  
County McDowell

Rev 2-1-10

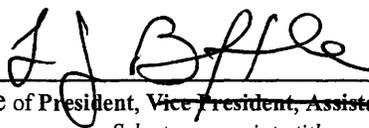
**CONTRACT PAYMENT BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

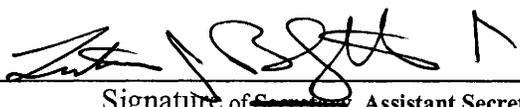
Blythe Development Company  
Full name of Corporation

1415 East Westinghouse Boulevard, Charlotte, NC 28273  
Address as prequalified

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

L. J. BLYTHE  
Print or type Signer's name

*Affix Corporate Seal*

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

Luther J. Blythe Jr.,  
Print or type Signer's name

POWER  
OF ATTORNEY

No. \_\_\_\_\_

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

**Angela D. Ramsey Charlotte, NC**

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf the following surety bond:

Surety Bond Number: 6685708  
Principal: Blythe Development Company  
Obligee: North Carolina Department of Transportation  
Amount of Bond: See Bond Form

IN WITNESS WHEREOF, **SAFECO INSURANCE COMPANY OF AMERICA** and **GENERAL INSURANCE COMPANY OF AMERICA** has executed and attested these presents

this 26th day of August, 2010

Dexter R. Legg, Secretary

Timothy A. Mikolajewski, Vice President

CERTIFICATE

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

"Article 8, Section 8.1 1. - 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 corporation fidelity and surety bonds and other documents of similar character issued by the corporation 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 corporation, 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."

I, Dexter R. Legg, Secretary of **SAFECO INSURANCE COMPANY OF AMERICA** and **GENERAL INSURANCE COMPANY OF AMERICA**, do hereby certify that the foregoing extracts of the By-Laws of this corporation, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws 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 26th day of August, 2010



Dexter R. Legg, Secretary

Contract No. C202206  
County McDowell

Rev 2-1-10

Bond No. 6685708

### CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: August 26, 2010

Name of Principal Contractor: Blythe Development Company

Name of Surety: Safeco Insurance Company of America

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

Amount of Bond: One Million Seven Hundred Seventy Eight  
Thousand Eight Hundred Eighty Dollars and 00/100 ( \$1,778,880.00 )

Contract ID No.: C202206

County Name: McDowell

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**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

Blythe Development Company  
Full name of Corporation

1415 East Westinghouse Boulevard, Charlotte, NC 28273  
Address as prequalified

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

L. J. BLYTHE  
Print or type Signer's name

*Affix Corporate Seal*

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

Luther J. Blythe Jr.  
Print or type Signer's name

POWER  
OF ATTORNEY

KNOW ALL BY THESE PRESENTS:

No. \_\_\_\_\_

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

**Angela D. Ramsey Charlotte, NC**

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf the following surety bond:

Surety Bond Number: 6685708  
Principal: Blythe Development Company  
Obligee: North Carolina Department of Transportation  
Amount of Bond: See Bond Form

IN WITNESS WHEREOF, **SAFECO INSURANCE COMPANY OF AMERICA** and **GENERAL INSURANCE COMPANY OF AMERICA** has executed and attested these presents

this 26th day of August, 2010

Dexter R. Legg, Secretary

Timothy A. Mikolajewski, Vice President

CERTIFICATE

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

"Article 8, Section 8.1 1. - 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 corporation fidelity and surety bonds and other documents of similar character issued by the corporation 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 corporation, 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."

I, Dexter R. Legg, Secretary of **SAFECO INSURANCE COMPANY OF AMERICA** and **GENERAL INSURANCE COMPANY OF AMERICA**, do hereby certify that the foregoing extracts of the By-Laws of this corporation, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws 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 26th day of August, 2010



Dexter R. Legg, Secretary