

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

C202691

CONTRACT AND  
CONTRACT BONDS

FOR CONTRACT NO. C202691

WBS

13C.012119, 13C.012137, 13CR.10121.8, 13CR.20121.8, 13SP.20124.72, 13SP.20124.73,  
13SP.20124.74, 13SP.20124.75, 13SP.20124.76, 13SP.20124.77, 13SP.20124.78,  
13SP.20124.79, 13SP.20124.80, 13SP.20124.81, 13SP.20124.82, 13SP.20124.83,  
13SP.20124.84 STATE FUNDED

COUNTY OF

BURKE

THIS IS THE

ROADWAY CONTRACT

ROUTE NUMBER

LENGTH 24.210 MILES

LOCATION

1 SECTION OF US-64, 1 SECTION OF US-64 BUS, 1 SECTION OF  
NC-183 AND 27 SECTIONS OF SECONDARY ROADS.

CONTRACTOR

MAYMEAD, INC.

ADDRESS

P.O. BOX 911  
MOUNTAIN CITY, TN 376830911

BIDS OPENED

FEBRUARY 15, 2011

CONTRACT EXECUTION

MAR 21 2011

**Maymead, Inc. (2905).**

**Vendor 1 of 3 Vendors for Call Order 028 (Proposal ID C202691).**

County: BURKE  
Address: P.O. Box 911  
Mountain City, TN 37683

Phone Number: 423-727-2000

Signature Check: This bid has been properly signed by Wiley\_B.\_Roark\_2905.

Time Bid Received: Tue Feb 15 13:11:36 2011

Bid Checksum: F63CED0F MBE GOAL SET 3.0

Amendment Count: 0

Bidding Errors: No bidding errors. ✓

Bid Total: \$2,871,622.48 MBE GOAL MET 3.2

Bond ID: SNC11354275

Bond was Verified: Yes. WBE GOAL SET 3.0

Bond Required Percent: 5.00%

Minimum Check Amount: \$143,581.12

Bid Security Maximum: \$ WBE GOAL MET 3.2

Bond Agency Name:

Agency Execution Date: 1/25/2011 3:59:51 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.

LIST OF MBE PARTICIPANTS

2635 MB ASPHALT UNLIMITED OF ASHEVILLE  
PO BOX 17772 , ASHEVILLE, NC 28816

Sub 90,489.00 ✓ arm  
TOTAL: \$90,489.00 ✓ arm  
3.15%

LIST OF WBE PARTICIPANTS

VENDOR DBE NAME WORK CERT  
NUMBER ADDRESS CODE TYPE OF WORK TYPE AMOUNT  
-----  
2941 WB LAKE VIEW CONSTRUCTION & EQUIPM  
P. O. BOX 158 , PINEOLA, NC 28662

Sub 90,489.00 ✓ arm  
TOTAL: \$90,489.00 ✓ arm  
3.15%

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: SNC11354275  
Surety Registry Agency: surety2000  
Verified?: Yes

NCDOT/berc

Vendor 2905's Load Output for Call 028, Letting L110215, 2011-02-15

Surety Agency. Travelers Casualty and Surety Company of America  
Bond Execution Date 1/25/2011 3.59.51 PM  
Bond Amount: \$143,581.12 (Five Percent of Bid)

State of NC  
Dept of Transportation

Date. 01-18-11  
Revised

Contract ID. C202691  
Letting Date. 02-15-11 Call Order: 028  
Bidder 2905 - Maymead, Inc.

Project(s): STATE FUNDED

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			64,000.00
0002	1220000000-E INCIDENTAL STONE BASE	TON	993.500	25.00000		24,837.50
0003	1245000000-E SHOULDER RECONSTRUCTION	SMI	39.740	3,000.00000		119,220.00
0004	1308000000-E MILLING ASPHALT PAVEMENT, ***"TO *****" DEPTH (0" TO 1-1/2")	SY	3,625.000	2.75000		9,968.75
0005	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	TON	2,000.000	35.90000		71,800.00
0006	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	TON	4,020.000	35.90000		144,318.00
0007	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	TON	15,589.000	35.90000		559,645.10
0008	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	TON	10,705.000	35.90000		384,309.50
0009	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	TON	1,905.000	473.00000		901,065.00
0010	1704000000-E PATCHING EXISTING PAVEMENT	TON	4,820.000	88.00000		424,160.00

State of NC  
Dept of Transportation

Date. 01-18-11  
Revised

Contract ID: C202691  
Letting Date. 02-15-11 Call Order. 028  
Bidder. 2905 - Maymead, Inc.

Project(s) STATE FUNDED

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	2600000000-N RETROFIT EXISTING WHEELCHAIR RAMPS	EA 5.000	500.00000		2,500.00	
0012	2815000000-N ADJUSTMENT OF DROP INLETS	EA 8.000	550.00000		4,400.00	
0013	2830000000-N ADJUSTMENT OF MANHOLES	EA 16.000	500.00000		8,000.00	
0014	2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES	EA 17.000	450.00000		7,650.00	
0015	4685000000-E THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	LF 59,875.000	0.52000		31,135.00	
0016	4686000000-E THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	LF 60,139.000	0.56000		33,677.84	
0017	4697000000-E THERMOPLASTIC PAVEMENT MARKING LINES (8", 120 MILS)	LF 580.000	1.50000		870.00	
0018	4710000000-E THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	LF 164.000	10.50000		1,722.00	
0019	4721000000-E THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	EA 1.000	50.00000		50.00	
0020	4725000000-E THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	EA 12.000	125.00000		1,500.00	
0021	4810000000-E PAINT PAVEMENT MARKING LINES (4")	LF 587,558.000	0.13000		76,382.54	

State of NC  
 Dept of Transportation

Date: 01-18-11  
 Revised.

Contract ID. C202691 Project(s). STATE FUNDED  
 Letting Date. 02-15-11 Call Order 028  
 Bidder 2905 - Maymead, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0022	4835000000-E PAINT PAVEMENT MARKING LINES (24")	75.000 LF	3.75000		281.25	
0023	4845000000-N PAINT PAVEMENT MARKING SYMBOL	2.000 EA	65.00000		130.00	
Section 0001 Total						2,871,622 48
Bid Total						2,871,622.48 ✓

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 C202691

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	64,000.00	64,000.00
0002	1220000000-E	545	INCIDENTAL STONE BASE	993.5 TON	25.00	24,837.50
0003	1245000000-E	SP	SHOULDER RECONSTRUCTION	39.74 SMI	3,000.00	119,220.00
0004	1308000000-E	607	MILLING ASPHALT PAVEMENT, **** TO ***** DEPTH (0" TO 1-1/2")	3,625 SY	2.75	9,968.75
0005	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	2,000 TON	35.90	71,800.00
0006	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	4,020 TON	35.90	144,318.00
0007	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	15,589 TON	35.90	559,645.10
0008	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	10,705 TON	35.90	384,309.50
0009	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	1,905 TON	473.00	901,065.00
0010	1704000000-E	SP	PATCHING EXISTING PAVEMENT	4,820 TON	88.00	424,160.00
0011	2600000000-N	SP	RETROFIT EXISTING WHEELCHAIR RAMPS	5 EA	500.00	2,500.00
0012	2815000000-N	858	ADJUSTMENT OF DROP INLETS	8 EA	550.00	4,400.00
0013	2830000000-N	858	ADJUSTMENT OF MANHOLES	16 EA	500.00	8,000.00
0014	2845000000-N	858	ADJUSTMENT OF METER BOXES OR VALVE BOXES	17 EA	450.00	7,650.00
0015	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	59,875 LF	0.52	31,135.00
0016	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	60,139 LF	0.56	33,677.84
0017	4697000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 120 MILS)	580 LF	1.50	870.00
0018	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	164 LF	10.50	1,722.00

## Contract Item Sheets For C202691

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	1 EA	50.00	50.00
0020	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	12 EA	125.00	1,500.00
0021	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	587,558 LF	0.13	76,382.54
0022	4835000000-E	1205	PAINT PAVEMENT MARKING LINES (24")	75 LF	3.75	281.25
0023	4845000000-N	1205	PAINT PAVEMENT MARKING SYMBOL	2 EA	65.00	130.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$2,871,622.48

1435/Feb24/Q752150.24/D66872100000/E23



Contract No. C202691  
County Burke

Rev. 7-12-10

**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, 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**

Maymead, Inc.

Full name of Corporation

P. O. Box 911, Mountain City, TN 37683

Address as Prequalified

Attest

May M. Roark  
Secretary/~~Assistant Secretary~~  
Select appropriate title

By

B. K. Mount  
President/~~Vice President/Assistant Vice President~~  
Select appropriate title

May M. Roark

Print or type Signer's name

B. K. Mount

Print or type Signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

Subscribed and sworn to before me this the

15th day of March 2011

Donna K. Hammons

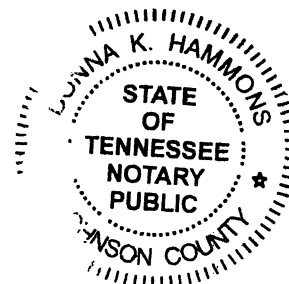
Signature of Notary Public

**NOTARY SEAL**

of Johnson County

State of Tennessee

My Commission Expires: 01/26/14



## 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**      **C202691**

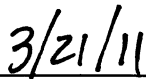
**County (ies):**    **Burke**

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION



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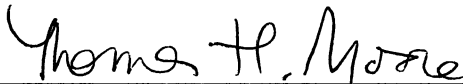
Contract Officer



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Date

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



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Attorney General

Contract No. C202691  
County Burke

Rev 2-1-10

Bond No. 105498309

### CONTRACT PAYMENT BOND

Date of Payment Bond Execution March 10, 2011

Name of Principal Contractor Maymead, Inc.

Name of Surety Travelers Casualty and Surety Company of America

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

Amount of Bond: \$2,871,622.48

Contract ID No. C202691

County Name: Burke

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

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

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

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

Contract No.  
County

C202691  
Burke

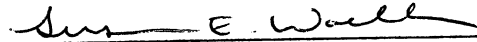
Rev 2-1-10

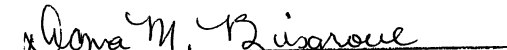
**CONTRACT PAYMENT BOND**

*Affix Seal of Surety Company*

Travelers Casualty and Surety Company of America  
Print or type Surety Company Name

By Susan E. Wachter  
Print, stamp or type name of Attorney-in-Fact

  
Signature of Attorney-in-Fact

  
Signature of Witness

Donna M. Bisgrove  
Print or type Signer's name

One Tower Square  
Hartford, CT 06183  
Address of Attorney-in-Fact

Contract No. C202691  
County Burke

Rev 2-1-10

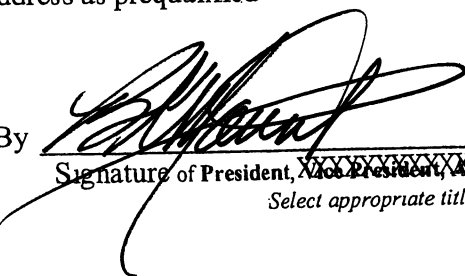
**CONTRACT PAYMENT BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

Maymead, Inc.  
Full name of Corporation

P. O. Box 911, Mountain City, TN 37683  
Address as prequalified

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

B. K. Mount  
Print or type Signer's name

*Affix Corporate Seal*

Attest May M Roark  
Signature of Secretary, ~~Assistant Secretary~~  
Select appropriate title

May M. Roark  
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. 218956

Certificate No. 003928761

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

A. Whitfield Smith Jr., Donna M. Bisgrove, Laurie Daugherty, R.C. Moore III, Robert A. Quicke, Jr., Susan E. Wachter, and Kaylyn Holshu

of the City of Richmond, State of Virginia, 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 26th day of July, 2007

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 26th day of July, 2007, 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 10th day of March, 20 11

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](http://www.travelersbond.com). Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.

Contract No. C202691  
County Burke

Rev 2-1-10

Bond No. 105498309

### CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: March 10, 2011

Name of Principal Contractor: Maymead, Inc.

Name of Surety: Travelers Casualty and Surety Company of America

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

Amount of Bond: \$2,871,622.48

Contract ID No.: C202691

County Name: Burke

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. C202691  
County Burke

Rev 2-1-10

**CONTRACT PERFORMANCE BOND**

*Affix Seal of Surety Company*

Travelers Casualty and Surety Company of America  
Print or type Surety Company Name

By Susan E. Wachter  
Print, stamp or type name of Attorney-in-Fact

*Susan E. Wachter*  
Signature of Attorney-in-Fact

*Donna M Bisgrove*  
Signature of Witness

Donna M. Bisgrove  
Print or type Signer's name

One Tower Square  
Hartford, CT 06183  
Address of Attorney-in-Fact



Contract No. C202691  
County Burke

Rev 2-1-10

**CONTRACT PERFORMANCE BOND**  
**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

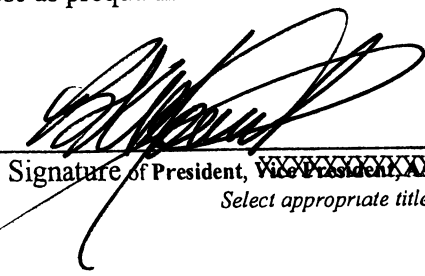
Maymead, Inc.

Full name of Corporation

P. O. Box 911, Mountain City, TN 37683

Address as prequalified

By



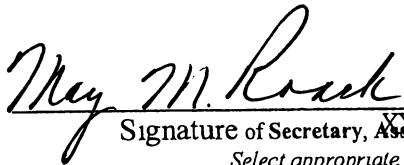
Signature of President, ~~Vice President, Assistant Vice President~~  
Select appropriate title

B. K. Mount

Print or type Signer's name

*Affix Corporate Seal*

Attest



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

May M. Roark

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. 218956

Certificate No. 003928760

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

A. Whitfield Smith Jr., Donna M. Bisgrove, Laurie Daugherty, R.C. Moore III, Robert A. Quicke, Jr., Susan E. Wachter, and Kaylyn Holshu

of the City of Richmond, State of Virginia, 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 26th day of July, 2007

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 26th day of July, 2007, 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:

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**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.

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Kori M. Johanson, Assistant Secretary



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