

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

C202706

CONTRACT AND
CONTRACT BONDS

FOR CONTRACT NO. C202706

WBS 14CR.10501.6, 14CR.20501.8, 14CR.20871.7 STATE FUNDED

COUNTY OF JACKSON, SWAIN
THIS IS THE ROADWAY CONTRACT
ROUTE NUMBER US 74 LENGTH 9.090 MILES
LOCATION US-74 FROM SR-1514 TO SR-1513, AND 2 SECTIONS OF SECONDARY
ROADS.

CONTRACTOR HARRISON CONSTRUCTION COMPANY DIVISION OF APAC-ATLANTIC, INC
ADDRESS P.O. BOX 359
ALCOA, TN 37701

BIDS OPENED FEBRUARY 15, 2011

CONTRACT EXECUTION ~~MAR 16 2011~~

**Harrison Construction Company, Division of APAC-Atlantic, Inc. (6166).
Vendor 2 of 2 Vendors for Call Order 038 (Proposal ID C202706).**

County: JACKSON, SWAIN
Address: P.O. Box 359
226 Gill St
ALCOA, TN 37701

Phone Number: (865)983-3100

Signature Check: This bid has been properly signed by Gary_D._Loflin_6166.

Time Bid Received: Tue Feb 15 12:57:49 2011

Bid Checksum: E9850393 MBE GOAL SET 3.0

Amendment Count: 0

Bidding Errors: No bidding errors/

Bid Total: \$3,327,188.29 ✓ MBE GOAL MET 3.0

Bond ID: SNC11754960

Bond was Verified: Yes.

Bond Required Percent: 5.00% WBE GOAL SET 3.0

Minimum Check Amount: \$166,359.41

Bid Security Maximum: \$ WBE GOAL MET 3.1

Bond Agency Name:

Agency Execution Date: 2/4/2011 11:58:47 AM

Surety Name: Liberty Mutual Insurance Company

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	Sub	51,985.00	✓	am
PO BOX 17772 , ASHEVILLE, NC 28816				
8654 MB BENNIE A GASKIN HAULIN	Sub	39,591.00	✓	am
P.O. BOX 2653 , CANDLER, NC 28715				
5633 MB GREGORY CARTLEDGE HAULING CO.,	Sub	9,000.00	✓	am
35 EVE DR , ASHEVILLE, NC 28806				
TOTAL:		\$100,576.00	✓	am
		3.02%		

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT		
3404 WB	HERITAGE GRADING & PAVING, INC.		Sub	74,691.25	✓	am
	POST OFFICE BOX 1076 , BURNSVILLE, NC 28714					
5319 WB	NEW DIMENSIONS IN PAVEMENT MARK		Sub	21,237.90	✓	am
	P.O. BOX 9928 , ASHEVILLE, NC 28815					
3765 WB	STAY ALERT SAFETY SERVICES INC		Sub	3,980.00	✓	am
	POST OFFICE BOX 467 , KERNERSVILLE, NC 27285					
10544 WB	BATEMAN TRUCKING CO		Sub	3,900.00	✓	am
	P. O. BOX 1108 , ANDREWS, NC 28901					
TOTAL:				\$103,809.15	✓	am
				3.12%		

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	

NCDOT/berc

Vendor 6166's Load Output for Call 038, Letting L110215, 2011-02-15

NOT ANSWERED
NOT ANSWERED

Bid Bond Data Info - Contractor Responses.

=====

BondID. SNC11754960
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency Liberty Mutual Insurance Company
Bond Execution Date. 2/4/2011 11 58.47 AM
Bond Amount. \$166,359.41 (Five Percent of Bid)

State of NC
Dept of Transportation

Date. 01-18-11
Revised

Contract ID C202706 Project(s) STATE FUNDED
 Letting Date 02-15-11 Call Order. 038
 Bidder: 6166 - Harrison Construction Company, Division of APAC-Atlanti

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Cts
Section 0001 ROADWAY ITEMS						
Alt Group						
0001	0000100000-N MOBILIZATIO N	LUMP	LUMP			153,000.00
0002	1220000000-E INCIDENTAL STONE BASE	TON	30.000	36.07000		1,082.10
0003	1245000000-E SHOULDER RECONSTRUCTION	SMI	16.510	4,931.77000		81,423.52
0004	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	SY	23,490.000	0.93000		21,845.70
0005	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (2-1/2")	SY	8,131.000	1.30000		10,570.30
0006	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (3")	SY	48,572.000	1.77000		85,972 44
0007	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (6")	SY	17,388.000	2.76000		47,990 88
0008	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	TON	5,475.000	72.40000		396,390.00
0009	1503000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0C	TON	12,660.000	52.00000		658,320 00
0010	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	TON	5,321.000	54.50000		289,994.50

State of NC
Dept of Transportation

Date 01-18-11
Revised.

Contract ID C202706 Project(s) STATE FUNDED
Letting Date 02-15-11 Call Order. 038
Bidder. 6166 - Harrison Construction Company, Division of APAC-Atlanta

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	1520000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B (LEVELING COURSE)	728.000 TON	54.50000		39,676.00	
0012	1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C	8,620.000 TON	56.00000		482,720.00	
0013	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	1,218.000 TON	545.00000		663,810.00	
0014	1565000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	517.000 TON	550.00000		284,350.00	
0015	1840000000-E MILLED RUMBLE STRIPS (ASPHALT CEMENT CONCRETE)	54,768.000 LF	0.15000		8,215.20	
0016	4685000000-E THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	110,140.000 LF	0.56000		61,678.40	
0017	4686000000-E THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	7,740.000 LF	0.56000		4,334.40	
0018	4695000000-E THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	4,550.000 LF	1.69000		7,689.50	
0019	4725000000-E THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	12.000 EA	90.18000		1,082.16	
0020	4810000000-E PAINT PAVEMENT MARKING LINES (4")	134,529.000 LF	0.11000		14,798.19	
0021	4905000000-N SNOWPLOWABLE PAVEMENT MARKERS	620.000 EA	19.75000		12,245.00	
Section 0001 Total						3,327,188.29

State of NC
Dept of Transportation

Date. 01-18-11
Revised:

Contract ID: C202706

Project(s) STATE FUNDED

Letting Date: 02-15-11 Call Order. 038

Bidder. 6166 - Harrison Construction Company, Division of APAC-Atlanta

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
	Bid Total				3,327,188.29	

NON-COLLUSION AND DEBARMENT CERTIFICATION

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

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

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

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

Explanation.
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

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

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

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

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

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

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	

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

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
WBE COMMITMENT ITEMS

DATE:01-18-11
PAGE: 7

PROPOSAL: C202706
LETTING: L110215 CALL: 038
VENDOR: 6166 Harrison Construction Company, Division of APAC-Atlantic, Inc.

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

WBE SUBCONTRACTOR: 3404 HERITAGE GRADING & PAVING, INC.
Will Use Quote: Yes

0003	1245000000-E	SHOULDER REC	SMI	16.510	4375.00000	72231.25
0002	1220000000-E	INCIDENTAL S	TON	30.000	32.00000	960.00
0001	0000100000-N	MOBILIZATION	LS	1.000	1500.00000	1500.00

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 74,691.25 ✓ arm

WBE SUBCONTRACTOR: 5319 NEW DIMENSIONS IN PAVEMENT MARKING, INC.
Will Use Quote: Yes

0019	4725000000-E	THERMO PVT S	EA	12.000	80.00000	960.00
0018	4695000000-E	THERMO PVT M	LF	4550.000	1.50000	6825.00
0020	4810000000-E	PAINT PVMT M	LF	134529.000	0.10000	13452.90

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 21,237.90 ✓ arm

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

0001	0000100000-N	MOBILIZATION	LS	1.000	3980.00000	3980.00
------	--------------	--------------	----	-------	------------	---------

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 3,980.00 ✓ arm

WBE SUBCONTRACTOR: 10544 BATEMAN TRUCKING CO
Will Use Quote: Yes

0010	1519000000-E	ASP CONC SUR	TON	1000.000	3.00000	3000.00
0012	1523000000-E	ASP CONC SUR	TON	300.000	3.00000	900.00

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 3,900.00 ✓ arm

TOTAL WBE COMMITMENT FOR VENDOR: Entered: 3.12% or 103809.15 ✓ arm
Required: 3.00% or 99815.65
<GOAL MET>

Contract Item Sheets For C202706

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	153,000.00	153,000.00
0002	1220000000-E	545	INCIDENTAL STONE BASE	30 TON	36.07	1,082.10
0003	1245000000-E	SP	SHOULDER RECONSTRUCTION	16.51 SMI	4,931.77	81,423.52
0004	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	23,490 SY	0.93	21,845.70
0005	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (2-1/2")	8,131 SY	1.30	10,570.30
0006	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (3")	48,572 SY	1.77	85,972.44
0007	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (6")	17,388 SY	2.76	47,990.88
0008	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	5,475 TON	72.40	396,390.00
0009	1503000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0C	12,660 TON	52.00	658,320.00
0010	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	5,321 TON	54.50	289,994.50
0011	1520000000-E	SP	ASPHALT CONC SURFACE COURSE, TYPE S9.5B (LEVELING COURSE)	728 TON	54.50	39,676.00
0012	1523000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5C	8,620 TON	56.00	482,720.00
0013	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	1,218 TON	545.00	663,810.00
0014	1565000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	517 TON	550.00	284,350.00
0015	1840000000-E	665	MILLED RUMBLE STRIPS (ASPHALT CEMENT CONCRETE)	54,768 LF	0.15	8,215.20
0016	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	110,140 LF	0.56	61,678.40

Contract Item Sheets For C202706

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0017	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	7,740 LF	0.56	4,334.40
0018	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	4,550 LF	1.69	7,689.50
0019	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	12 EA	90.18	1,082.16
0020	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	134,529 LF	0.11	14,798.19
0021	4905000000-N	1253	SNOWPLOWABLE PAVEMENT MARKERS	620 EA	19.75	12,245.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$3,327,188.29

1435/Feb24/Q444526.51/D48687100000/E21

C202706

Contract No. _____
County Jackson, Swain

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

Harrison Construction Company Division of APAC-Atlantic, Inc.

Full name of Corporation

P.O. Box 359, Alocia. TN 37701

Address as Prequalified

Attest

Mark E. Thomas

Secretary/Assistant Secretary
Select appropriate title

By

Robert E. Hill, V.P.

President/Vice President/Assistant Vice President
Select appropriate title

Mark E. Thomas

Print or type Signer's name

Robert E. Hill, P.E.

Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

Subscribed and sworn to before me this the

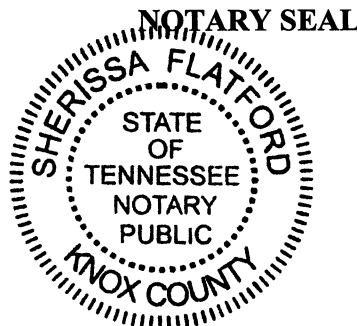
28 day of February 2011.

Sherissa Flatford
Signature of Notary Public

of Knox County

State of Tennessee

My Commission Expires: July 02, 2012



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.

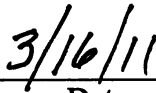
Contract No **C202706**

County (ies): **Jackson-Swain**

**ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION**

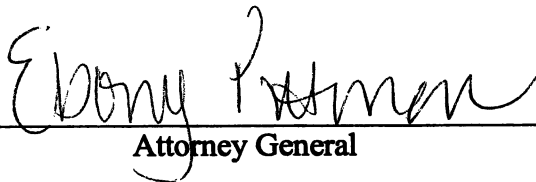


Contract Officer



Date

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



Attorney General

Contract No. C202706
 County JACKSON AND SWAIN

Rev 2-1-10

CONTRACT PAYMENT BOND

Date of Payment Bond Execution FEBRUARY 23, 2011

Name of Principal Contractor HARRISON CONSTRUCTION COMPANY DIVISION OF APAC - ATLANTIC, INC.

Name of Surety: LIBERTY MUTUAL INSURANCE COMPANY

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

Amount of Bond: \$3,327,188.29

Contract ID No.: C202706

County Name: JACKSON AND SWAIN

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. C202706
County JACKSON AND SWAIN

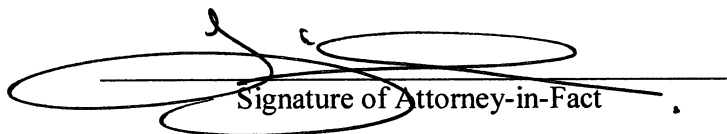
Rev 2-1-10

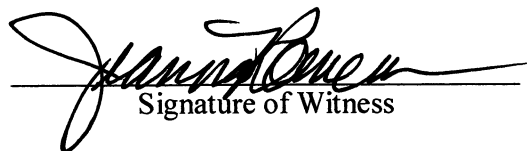
CONTRACT PAYMENT BOND

Affix Seal of Surety Company

LIBERTY MUTUAL INSURANCE COMPANY
Print or type Surety Company Name

By TINA DAVIS
Print, stamp or type name of Attorney-in-Fact


Signature of Attorney-in-Fact


Signature of Witness

JEANNA ROMERO
Print or type Signer's name

15 W. SOUTH TEMPLE, STE. 700
SALT LAKE CITY, UT 84101
Address of Attorney-in-Fact

Contract No.
County

C202706
JACKSON AND SWAIN

Rev 2-1-10

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

HARRISON CONSTRUCTION COMPANY DIVISION OF APAC - ATLANTIC, INC.

Full name of Corporation

P.O. BOX 359, ALCOA, TN 37701

Address as prequalified

By

Robert E. Hill

Signature of ~~President, Vice President, Assistant Vice President~~

Select appropriate title

ROBERT E. HILL

Print or type Signer's name

Affix Corporate Seal

Attest

Mark E. Thomas

Signature of ~~Secretary; Assistant Secretary~~

Select appropriate title

Mark E. Thomas

Print or type Signer's name

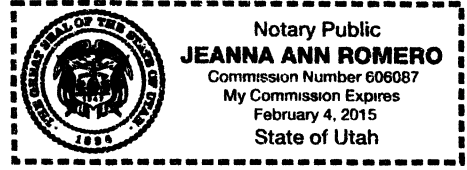
SURETY ACKNOWLEDGMENT

STATE OF UTAH }
 }
COUNTY OF SALT LAKE } **SS**

On this 23RD day of FEBRUARY, 2011, before me personally came TINA DAVIS to me known, who, being by me duly sworn, did depose and say that she is an Attorney-In-Fact of LIBERTY MUTUAL INSURANCE COMPANY the corporation described in and which executed the within instrument; that she knows the corporate seal of said corporation, that the seal affixed to the within instrument is such corporate seal, and that she signed the said instrument and affixed the said seal as Attorney-In-Fact of the Board of Directors of said corporation and by authority of this office under the Standing Resolutions thereof.



Notary Public



THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

LIBERTY MUTUAL INSURANCE COMPANY
BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Liberty Mutual Insurance Company (the "Company"), a Massachusetts stock insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint
TINA DAVIS, JEANNA ROMERO, LISA HALL, OF THE CITY OF SALT LAKE CITY, STATE OF UTAH.....

, each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations in the penal sum not exceeding SEVENTY FIVE MILLION AND 00/100***** DOLLARS (\$ 75,000,000.00*****) each, and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

That this power is made and executed pursuant to and by authority of the following By-law and Authorization:

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

By the following instrument the chairman or the president has authorized the officer or other official named therein to appoint attorneys-in-fact:

Pursuant to Article XIII, Section 5 of the By-Laws, Garnet W. Elliott, Assistant Secretary of Liberty Mutual Insurance Company, is hereby authorized to appoint such attorneys-in-fact as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

That the By-law and the Authorization set forth above are true copies thereof and are now in full force and effect.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this 14th day of January, 2011

LIBERTY MUTUAL INSURANCE COMPANY

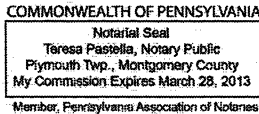
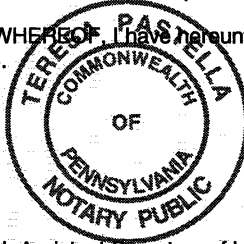


By Garnet W. Elliott
Garnet W. Elliott, Assistant Secretary

COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 14th day of January, 2011, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



By Teresa Pastella
Teresa Pastella, Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this certificate; and I do further certify that the officer or official who executed the said power of attorney is an Assistant Secretary specially authorized by the chairman or the president to appoint attorneys-in-fact as provided in Article XIII, Section 5 of the By-laws of Liberty Mutual Insurance Company.

This certificate and the above power of attorney may be signed by facsimile or mechanically reproduced signatures under and by authority of the following vote of the board of directors of Liberty Mutual Insurance Company at a meeting duly called and held on the 12th day of March, 1980.

VOTED that the facsimile or mechanically reproduced signature of any assistant secretary of the company, wherever appearing upon a certified copy of any power of attorney issued by the company in connection with surety bonds, shall be valid and binding upon the company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 23RD day of FEBRUARY, 2011



By David M. Carey
David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

Contract No. C202706
 County JACKSON AND SWAIN

Rev 2-1-10

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: FEBRUARY 23, 2011

Name of Principal Contractor: HARRISON CONSTRUCTION COMPANY DIVISION OF APAC - ATLANTIC, INC.

Name of Surety: LIBERTY MUTUAL INSURANCE COMPANY

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

Amount of Bond: \$3,327,188.29

Contract ID No.: C202706

County Name: JACKSON AND SWAIN

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. C202706
County JACKSON AND SWAIN


Rev 2-1-10


CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

LIBERTY MUTUAL INSURANCE COMPANY
Print or type Surety Company Name

By TINA DAVIS
Print, stamp or type name of Attorney-in-Fact


Signature of Attorney-in-Fact


Signature of Witness

JEANNA ROMERO
Print or type Signer's name

15 W. SOUTH TEMPLE, STE. 700
SALT LAKE CITY, UT 84101
Address of Attorney-in-Fact

Contract No.
County

C202706
JACKSON AND SWAIN

Rev 2-1-10

CONTRACT PERFORMANCE BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

HARRISON CONSTRUCTION COMPANY DIVISION OF APAC - ATLANTIC, INC.

Full name of Corporation

P.O. BOX 359, ALCOA, TN 37701

Address as prequalified

By Robert E. Hill
Signature of ~~President, Vice President, Assistant Vice President~~
Select appropriate title

ROBERT E. HILL
Print or type Signer's name

Affix Corporate Seal

Attest Mark E. Thomas
Signature of ~~Secretary, Assistant Secretary~~
Select appropriate title

Mark E. Thomas
Print or type Signer's name

THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

LIBERTY MUTUAL INSURANCE COMPANY
BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Liberty Mutual Insurance Company (the "Company"), a Massachusetts stock insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint TINA DAVIS, JEANNA ROMERO, LISA HALL, OF THE CITY OF SALT LAKE CITY, STATE OF UTAH.....

, each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations in the penal sum not exceeding SEVENTY FIVE MILLION AND 00/100***** DOLLARS (\$ 75,000,000.00*****) each, and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

That this power is made and executed pursuant to and by authority of the following By-law and Authorization:

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

By the following instrument the chairman or the president has authorized the officer or other official named therein to appoint attorneys-in-fact:

Pursuant to Article XIII, Section 5 of the By-Laws, Garnet W. Elliott, Assistant Secretary of Liberty Mutual Insurance Company, is hereby authorized to appoint such attorneys-in-fact as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

That the By-law and the Authorization set forth above are true copies thereof and are now in full force and effect.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this 14th day of January, 2011

LIBERTY MUTUAL INSURANCE COMPANY

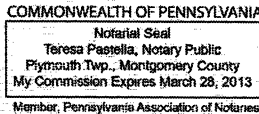
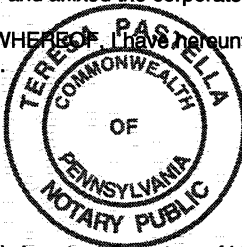


By Garnet W. Elliott, Assistant Secretary

COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 14th day of January, 2011, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



By Teresa Pastella, Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this certificate; and I do further certify that the officer or official who executed the said power of attorney is an Assistant Secretary specially authorized by the chairman or the president to appoint attorneys-in-fact as provided in Article XIII, Section 5 of the By-laws of Liberty Mutual Insurance Company.

This certificate and the above power of attorney may be signed by facsimile or mechanically reproduced signatures under and by authority of the following vote of the board of directors of Liberty Mutual Insurance Company at a meeting duly called and held on the 12th day of March, 1980.

VOTED that the facsimile or mechanically reproduced signature of any assistant secretary of the company, wherever appearing upon a certified copy of any power of attorney issued by the company in connection with surety bonds, shall be valid and binding upon the company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 23RD day of FEBRUARY, 2011



By David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

