

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

C202689

CONTRACT AND  
CONTRACT BONDS

FOR CONTRACT NO. C202689

WBS 12C.055065, 12CR.10551.8, 12CR.20551.11 STATE FUNDED

COUNTY OF LINCOLN  
THIS IS THE ROADWAY CONTRACT  
ROUTE NUMBER LENGTH 16.000 MILES  
LOCATION NC-16 FROM THE GASTON COUNTY LINE TO THE CATAWBA COUNTY LINE  
AND 7 SECTIONS OF SECONDARY ROADS.

CONTRACTOR REA CONTRACTING A DIVISION OF THE LANE CONSTRUCTION CORPORATION  
ADDRESS P.O. BOX 32487  
CHARLOTTE, N.C. 28232

BIDS OPENED FEBRUARY 15, 2011  
CONTRACT EXECUTION MAR 07 2011

**Rea Contracting, a Division of The Lane Construction Corporation (9066).  
Vendor 3 of 3 Vendors for Call Order 027 (Proposal ID C202689).**

County: LINCOLN  
 Address: P.O. Box 32487  
 Charlotte, NC 28232  
 Phone Number: 704-553-6500  
 Signature Check: This bid has been properly signed by David\_J.\_Rankin\_9066.  
 Time Bid Received: Mon Feb 14 18:54:31 2011  
 Bid Checksum: 5E1C6EB7 MBE GOAL SET 3.0  
 Amendment Count: 0  
 Bidding Errors: No bidding errors/  
 Bid Total: \$2,536,595.75 ✓ MBE GOAL MET 3.1  
 Bond ID: CMSU-7P6N-NRS6-HD55  
 Bond was Verified: Yes.  
 Bond Required Percent: 5.00% WBE GOAL SET 3.0  
 Minimum Check Amount: \$126,829.79  
 Bid Security Maximum: \$ WBE GOAL MET 3.0  
 Bond Agency Name:  
 Agency Execution Date: 2/15/2011  
 Surety Name: Fidelity and Deposit Company of Maryland  
 Surety State of Incorporation:  
 Bond Company:  
 Bond Type:  
 Bond Appr Flag:  
 Bond Affirm:  
 Bond was Paid by Check: No.



NCDOT/berc

Vendor 9066's Load Output for Call 027, Letting L110215, 2011-02-15

Bid Bond Data Info - Contractor Responses.

=====

BondID. CMSU-7P6N-NRS6-HD55  
Surety Registry Agency: SurePathNetwork  
Verified?. Yes  
Surety Agency. Fidelity and Deposit Company of Maryland  
Bond Execution Date. 2/15/2011  
Bond Amount: \$126,829.79 (Five Percent of Bid)

State of NC  
Dept of Transportation

Date: 01-18-11  
Revised.

Contract ID: C202689 Project(s) STATE FUNDED  
Letting Date. 02-15-11 Call Order. 027  
Bidder 9066 - Rea Contracting, a Division of The Lane Construction 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			120,000.00
0002	0255000000-E GENERIC GRADING ITEM AGGREGATE SHOULDER BORROW	TON	1,101.000	25.00000		27,525.00
0003	1220000000-E INCIDENTAL STONE BASE	TON	540.000	30.00000		16,200.00
0004	1245000000-E SHOULDER RECONSTRUCTION	SMI	28.900	3,000.00000		86,700.00
0005	1330000000-E INCIDENTAL MILLING	SY	700.000	4.00000		2,800 00
0006	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	TON	7,650.000	38.50000		294,525.00
0007	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	TON	21,078.000	29.00000		611,262 00
0008	1520000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B (LEVELING COURSE)	TON	2,155.000	40.00000		86,200.00
0009	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	TON	1,736.000	505.00000		876,680.00
0010	1704000000-E PATCHING EXISTING PAVEMENT	TON	2,910.000	85.00000		247,350 00

State of NC  
Dept of Transportation

Date 01-18-11  
Revised.

Contract ID. C202689

Project(s). STATE FUNDED

Letting Date 02-15-11 Call Order. 027

Bidder. 9066 - Rea Contracting, a Division of The Lane Construction Co

Line No	Item Description	Approx Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	2815000000-N ADJUSTMENT OF DROP INLETS	EA 3 000	550.00000		1,650.00	
0012	2830000000-N ADJUSTMENT OF MANHOLES	EA 17.000	550.00000		9,350 00	
0013	2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES	EA 13.000	525.00000		6,825.00	
0014	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	LF 54,750.000	0.45000		24,637.50	
0015	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	LF 58,775.000	0.55000		32,326.25	
0016	4705000000-E THERMOPLAST IC PAVEMENT MARKING LINES (16", 120 MILS)	LF 100.000	7.00000		700.00	
0017	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	LF 480.000	9.00000		4,320 00	
0018	4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS)	EA 22.000	100.00000		2,200.00	
0019	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	EA 72.000	100.00000		7,200.00	
0020	4810000000-E PAINT PAVEMENT MARKING LINES (4")	LF 468,750.000	0.11000		51,562.50	
0021	4905000000-N SNOWPLOWABLE PAVEMENT MARKERS	EA 495.000	33.50000		16,582.50	

State of NC  
Dept of Transportation

Date. 01-18-11  
Revised.

Contract ID. C202689

Project(s). STATE FUNDED

Letting Date 02-15-11 Call Order 027

Bidder 9066 - Rea Contracting, a Division of The Lane Construction Co

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0022	5255000000-N PORTABLE LIGHTING	LUMP	LUMP		10,000.00	
	Section 0001 Total				2,536,595.75	
	Bid Total				2,536,595.75	

NON-COLLUSION AND DEBARMENT CERTIFICATION

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

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

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

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

Explanation.  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED

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

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



AWARD LIMITS ON MULTIPLE PROJECTS

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

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

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

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

The Award Limits shall apply to the following projects.

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

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

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
 MBE COMMITMENT ITEMS

DATE:01-18-11  
 PAGE: 6

PROPOSAL: C202689  
 LETTING: L110215 CALL: 027  
 VENDOR: 9066 Rea Contracting, a Division of The Lane Construction Corporation

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

MBE SUBCONTRACTOR: 1956 HAZEL HOLMES TRUCKING, INC.  
 Will Use Quote: Yes

0006	1489000000-E	ASP CONC BAS TON	2000.000	5.50000	11000.00
		Partial Item; Portion Quantity; Hauling @ \$/hr rates			
0007	1519000000-E	ASP CONC SUR TON	3300.000	4.50000	14850.00
		Partial Item; Portion Quantity; Hauling @ \$/hr rates			
0008	1520000000-E	ASP CONC SUR TON	500.000	4.15000	2075.00
		Partial Item; Portion Quantity; Hauling @ \$/hr rates			
0010	1704000000-E	PATCHING EXI TON	1000.000	11.00000	11000.00
		Partial Item; Portion Quantity; Hauling @ \$/hr rates			

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 38,925.00 ✓ arm

MBE SUBCONTRACTOR: 9871 JOHN J TRUCKING  
 Will Use Quote: Yes

0006	1489000000-E	ASP CONC BAS TON	2000.000	5.50000	11000.00
		Partial Item; Portion Quantity; Hauling @ \$/hr rates			
0007	1519000000-E	ASP CONC SUR TON	3300.000	4.50000	14850.00
		Partial Item; Portion Quantity; Hauling @ \$/hr rates			
0008	1520000000-E	ASP CONC SUR TON	500.000	4.15000	2075.00
		Partial Item; Portion Quantity; Hauling @ \$/hr rates			
0010	1704000000-E	PATCHING EXI TON	1000.000	11.00000	11000.00
		Partial Item; Portion Quantity; Hauling @ \$/hr rates			

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 38,925.00 ✓ arm

TOTAL MBE COMMITMENT FOR VENDOR:                    Entered:            3.07% or            77850.00 ✓ arm  
    Required:            3.00% or            76097.87 ✓ arm  
    <GOAL MET>

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
WBE COMMITMENT ITEMS

DATE:01-18-11  
PAGE: 7

PROPOSAL: C202689  
 LETTING: L110215 CALL: 027  
 VENDOR: 9066 Rea Contracting, a Division of The Lane Construction Corporation

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
-----						
WBE SUBCONTRACTOR: 12290 DUDCO INC						
Will Use Quote: Yes						
0011	2815000000-N	ADJ DROP INL	EA	3.000	540.00000	1620.00
0012	2830000000-N	ADJ MANHOLES	EA	17.000	540.00000	9180.00
0013	2845000000-N	ADJ METER OR	EA	13.000	525.00000	6825.00

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 17,625.00 ✓ arm

WBE SUBCONTRACTOR: 12894 LITTLE L'S DUMP TRUCK SERVICE, INC.  
Will Use Quote: Yes

0006	1489000000-E	ASP CONC BAS	TON	1000.000	5.50000	5500.00
Partial Item; Portion Quantity; Hauling @ \$/hr rates						
0007	1519000000-E	ASP CONC SUR	TON	5500.000	4.50000	24750.00
Partial Item; Portion Quantity; Hauling @ \$/hr rates						

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 30,250.00 ✓ arm

WBE SUBCONTRACTOR: 6938 ALL POINTS TRUCKING INC  
Will Use Quote: Yes

0006	1489000000-E	ASP CONC BAS	TON	1000.000	4.50000	4500.00
Partial Item; Portion Quantity; Hauling @ \$/hr rates						
0007	1519000000-E	ASP CONC SUR	TON	5500.000	4.50000	24750.00
Partial Item; Portion Quantity; Hauling @ \$/hr rates						

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 29,250.00 ✓ arm

TOTAL WBE COMMITMENT FOR VENDOR: Entered: 3.04% or 77125.00 ✓ arm  
 Required: 3.00% or 76097.87 ✓ arm  
 <GOAL MET>

## Contract Item Sheets For C202689

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	120,000.00	120,000.00
0002	0255000000-E	SP	GENERIC GRADING ITEM AGGREGATE SHOULDER BORROW	1,101 TON	25.00	27,525.00
0003	1220000000-E	545	INCIDENTAL STONE BASE	540 TON	30.00	16,200.00
0004	1245000000-E	SP	SHOULDER RECONSTRUCTION	28.9 SMI	3,000.00	86,700.00
0005	1330000000-E	607	INCIDENTAL MILLING	700 SY	4.00	2,800.00
0006	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	7,650 TON	38.50	294,525.00
0007	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	21,078 TON	29.00	611,262.00
0008	1520000000-E	SP	ASPHALT CONC SURFACE COURSE, TYPE S9.5B (LEVELING COURSE)	2,155 TON	40.00	86,200.00
0009	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	1,736 TON	505.00	876,680.00
0010	1704000000-E	SP	PATCHING EXISTING PAVEMENT	2,910 TON	85.00	247,350.00
0011	2815000000-N	858	ADJUSTMENT OF DROP INLETS	3 EA	550.00	1,650.00
0012	2830000000-N	858	ADJUSTMENT OF MANHOLES	17 EA	550.00	9,350.00
0013	2845000000-N	858	ADJUSTMENT OF METER BOXES OR VALVE BOXES	13 EA	525.00	6,825.00
0014	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	54,750 LF	0.45	24,637.50
0015	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	58,775 LF	0.55	32,326.25
0016	4705000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (16", 120 MILS)	100 LF	7.00	700.00
0017	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	480 LF	9.00	4,320.00
0018	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	22 EA	100.00	2,200.00

## Contract Item Sheets For C202689

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	72 EA	100.00	7,200.00
0020	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	468,750 LF	0.11	51,562.50
0021	4905000000-N	1253	SNOWPLOWABLE PAVEMENT MARKERS	495 EA	33.50	16,582.50
0022	5255000000-N	1413	PORTABLE LIGHTING	Lump Sum LS	10,000.00	10,000.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$2,536,595.75

1435/Feb24/Q621377.9/D63534100000/E22



C202689  
Contract No. \_\_\_\_\_  
County Lincoln

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**

Rea Contracting, A Division of The Lane Construction Corporation

\_\_\_\_\_  
Full name of Corporation

P.O. Box 32487, Charlotte, NC 28232

\_\_\_\_\_  
Address as Prequalified

Attest *Vincent J. Caiola*  
~~Secretary~~/Assistant Secretary  
Select appropriate title

By *D.P. Dobbs*  
~~President~~/Vice President/~~Assistant Vice President~~  
~~Executive~~ Select appropriate title

**Vincent J. Caiola**  
**V.P. & Asst. Secretary**  
\_\_\_\_\_  
Print or type Signer's name

**D. P. Dobbs**  
**Exec. V.P. & Secretary**  
\_\_\_\_\_  
Print or type Signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

Subscribed and sworn to before me this the

28th day of February, 2011

*Lori A. Nickerson*  
Signature of Notary Public

**NOTARY SEAL**

of New Haven County

State of Connecticut

My Commission Expires: **LORI A. NICKERSON**  
**NOTARY PUBLIC**  
MY COMMISSION EXPIRES OCT. 31, 2013

## 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**      **C202689**

**County (ies):**    **Lincoln**

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION



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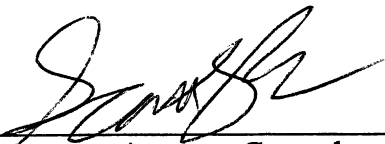
Contract Officer

3/7/11

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Date

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



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Attorney General

Contract No. C202689  
County Lincoln

Rev 2-1-10

Bond No. 09044451  
/ 44S101736

### CONTRACT PAYMENT BOND

Date of Payment Bond Execution February 28, 2011

Name of Principal Contractor Rea Contracting, A Division of The Lane Construction Corporation

Name of Surety: Fidelity and Deposit Company of Maryland / Liberty Mutual Insurance Company

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

Amount of Bond: Two Million Five Hundred Thirty Six  
Thousand Five Hundred Ninety Five Dollars and 75/100 ( \$2,536,595.75 )

Contract ID No.. C202689

County Name: Lincoln

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. C202689  
County Lincoln

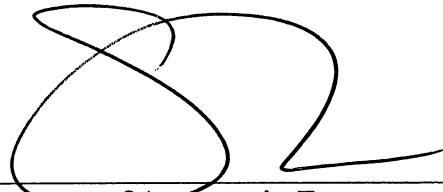
Rev 2-1-10

**CONTRACT PAYMENT BOND**

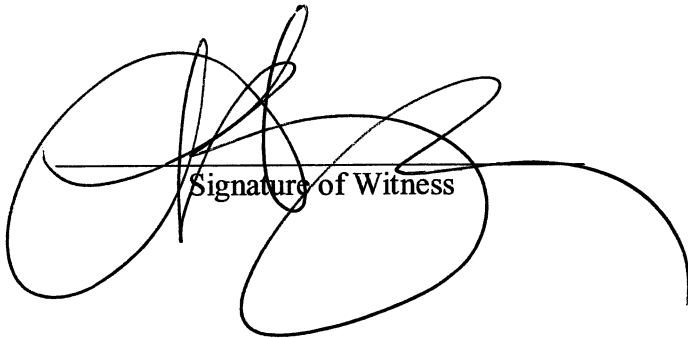
*Affix Seal of Surety Company*

Fidelity and Deposit Company of  
Maryland / Liberty Mutual Insurance Company  
Print or type Surety Company Name

By Stacy Rivera  
Print, stamp or type name of Attorney-in-Fact



Signature of Attorney-in-Fact



Signature of Witness

Jeannette Porrini  
Print or type Signer's name

185 Asylum Street, 25th Floor

Hartford, CT 06103  
Address of Attorney-in-Fact

Contract No. C202689  
County Lincoln

Rev 2-1-10

**CONTRACT PAYMENT BOND**  
**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

Rea Contracting, A Division of The Lane Construction Corporation  
Full name of Corporation

P O. Box 32487, Charlotte, NC 28232  
Address as prequalified

By *D.P. Dobbs*  
Signature of ~~President~~, Vice President, ~~Assistant Vice President~~  
*Executive* Select appropriate title

**D. P. Dobbs**  
**Exec. V.P. &**  
**Secretary**

Print or type Signer's name

*Affix Corporate Seal*

Attest *Vincent J. Caiola*  
Signature of ~~Secretary~~, Assistant Secretary  
Select appropriate title

**Vincent J. Caiola**  
**V.P. & Asst. Secretary**  
**& Treasurer**  
Print or type Signer's name

**Power of Attorney**  
**FIDELITY AND DEPOSIT COMPANY OF MARYLAND**  
**COLONIAL AMERICAN CASUALTY AND SURETY COMPANY**

KNOW ALL MEN BY THESE PRESENTS: That the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, corporations of the State of Maryland, by WILLIAM J. MILLS, Vice President, and GERALD F. HALEY, Assistant Secretary, in pursuance of authority granted by Article VI, Section 2, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, does hereby nominate, constitute and appoint **Jeannette PORRINI and Stacy RIVERA, both of Hartford, Connecticut, EACH** its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Baltimore, Md., in their own proper persons. This power of attorney revokes that issued on behalf of Jeannette PORRINI, Stacy RIVERA, dated August 6, 2004.

The said Assistant Secretary does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article VI, Section 2, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President and Assistant Secretary have hereunto subscribed their names and affixed the Corporate Seals of the said FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, this 29th day of December, A.D. 2009

ATTEST.

**FIDELITY AND DEPOSIT COMPANY OF MARYLAND**  
**COLONIAL AMERICAN CASUALTY AND SURETY COMPANY**



*Gerald F. Haley*

Gerald F. Haley Assistant Secretary

By

*William J. Mills*

William J. Mills

Vice President

State of Maryland }  
 City of Baltimore } ss:

On this 29th day of December, A.D. 2009, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came WILLIAM J. MILLS, Vice President, and GERALD F. HALEY, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledged the execution of the same, and being by me duly sworn, severally and each for himself deposed and saith, that they are the said officers of the Companies aforesaid, and that the seals affixed to the preceding instrument is the Corporate Seals of said Companies, and that the said Corporate Seals and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.



*Constance A. Dunn*

Constance A. Dunn

Notary Public

My Commission Expires: July 14, 2011

**EXTRACT FROM BY-LAWS OF FIDELITY AND DEPOSIT COMPANY OF MARYLAND**

“Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertaking, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages,...and to affix the seal of the Company thereto.”

**EXTRACT FROM BY-LAWS OF COLONIAL AMERICAN CASUALTY AND SURETY COMPANY**

“Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertaking, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages,...and to affix the seal of the Company thereto.”

**CERTIFICATE**

I, the undersigned, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that the Vice-President who executed the said Power of Attorney was one of the additional Vice-Presidents specially authorized by the Board of Directors to appoint any Attorney-in-Fact as provided in Article VI, Section 2, of the respective By-Laws of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990 and of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, 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 seals of the said Companies,

this 20th day of February, 2011

*Jill D. Baird*

Assistant Secretary

# FIDELITY AND DEPOSIT COMPANY

OF MARYLAND

3910 KESWICK ROAD, BALTIMORE, MD 21211-2226

## Statement of Financial Condition As Of December 31, 2009

### ASSETS

Bonds .....	\$ 156,584,995
Stocks .....	22,537,672
Cash and Short Term Investments .....	9,719,598
Reinsurance Recoverable .....	9,347,241
Other Accounts Receivable .....	51,052,264
<b>TOTAL ADMITTED ASSETS .....</b>	<b>\$ 249,241,769</b>

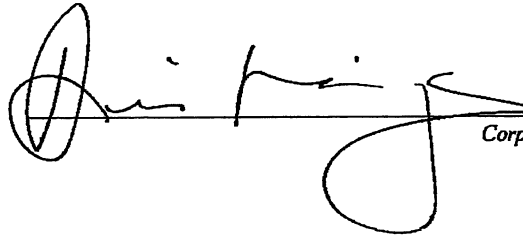
### LIABILITIES, SURPLUS AND OTHER FUNDS

Reserve for Taxes and Expenses .....	\$ 76,835
Ceded Reinsurance Premiums Payable .....	58,237,612
Securities Lending Collateral Liability .....	5,511,875
<b>TOTAL LIABILITIES .....</b>	<b>\$ 63,826,322</b>
Capital Stock, Paid Up .....	\$ 5,000,000
Surplus .....	180,415,448
Surplus as regards Policyholders .....	185,415,447
<b>TOTAL .....</b>	<b>\$ 249,241,769</b>

Securities carried at \$38,385,957 in the above statement are deposited as required by law.

Securities carried on the basis prescribed by the National Association of Insurance Commissioners. On the basis of December 31, 2009 market quotations for all bonds and stocks owned, the Company's total admitted assets would be \$247,657,513 and surplus as regards policyholders \$186,999,703.

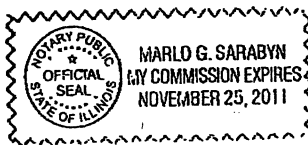
I, DENNIS F. KERRIGAN, Corporate Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing statement is a correct exhibit of the assets and liabilities of the said Company on the 31st day of December, 2009.

  
Corporate Secretary

State of Illinois }  
City of Schaumburg } SS:

Subscribed and sworn to, before me, a Notary Public of the State of Illinois, in the City of Schaumburg, this 15th day of March, 2010.

  
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

JEANNETTE PORRINI, STACY RIVERA, DANIELLE M. BECHARD, ALL OF THE CITY OF HARTFORD, STATE OF CONNECTICUT

, 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 ONE HUNDRED MILLION AND 00/100 DOLLARS (\$ 100,000,000.00) 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 28th day of January, 2011

LIBERTY MUTUAL INSURANCE COMPANY

By Garnet W. Elliott, Assistant Secretary



COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 28th 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.



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Plymouth Twp., Montgomery County
My Commission Expires March 28, 2013
Member, Pennsylvania Association of Notaries

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 28th 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.



ASSETS

	Current Year			Prior Year
	1	2	3	4
	Assets	Nonadmitted Assets	Net Admitted Assets (Cols. 1-2)	Net Admitted Assets
1. Bonds (Schedule D)	11,425,766,895		11,425,766,895	11,057,669,501
2. Stocks (Schedule D):				
2.1 Preferred stocks	782,976,318		782,976,318	757,319,705
2.2 Common stocks	9,135,552,552		9,135,552,552	7,570,471,320
3. Mortgage loans on real estate (Schedule B):				
3.1 First liens	519,022,709		519,022,709	548,081,252
3.2 Other than first liens				
4. Real estate (Schedule A):				
4.1 Properties occupied by the company (less \$ 0 encumbrances)	337,179,530		337,179,530	425,989,166
4.2 Properties held for the production of income (less \$ 0 encumbrances)	978,262		978,262	1,039,982
4.3 Properties held for sale (less \$ 0 encumbrances)				
5. Cash (\$ 389,802,555, Schedule E - Part 1, cash equivalents (\$ 82,179,054, Schedule E - Part 2, and short-term investments (\$ 352,850,853, Schedule DA)	824,332,462		824,332,462	1,349,305,516
6. Contract loans (including \$ 0 premium notes)				
7. Other invested assets (Schedule BA)	5,771,150,576	205,157	5,770,944,419	5,131,343,213
8. Receivables for accounts	12,271,548		12,271,548	2,859,056
9. Aggregate write-ins for invested assets				
10. Subtotals, cash and invested assets (Lines 1 to 9)	28,809,230,852	205,157	28,809,024,695	26,944,088,712
11. Title plants less \$ 0 charged off (for Title insurers only)				
12. Investment income due and accrued	133,129,777		133,129,777	140,188,757
13. Premiums and considerations:				
13.1 Uncollected premiums and agents' balances in the course of collection	993,291,743	14,732,220	978,559,523	1,071,889,224
13.2 Deferred premiums, agents' balances and installments booked but deferred and not yet due (including \$ 0 earned but unbilled premiums)	1,519,460,073		1,519,460,073	1,594,827,150
13.3 Accrued retrospective premiums	368,445,348	36,844,535	329,800,811	363,694,097
14. Reinsurance:				
14.1 Amounts recoverable from reinsurers	593,195,507		593,195,507	560,300,803
14.2 Funds held by or deposited with reinsured companies	13,527,820		13,527,820	17,294,633
14.3 Other amounts receivable under reinsurance contracts				
15. Amounts receivable relating to unassigned plans	21,095	14,418	9,677	175,315
16.1 Current federal and foreign income tax recoverable and interest thereon	313,172,066		313,172,066	
16.2 Net deferred tax asset	1,188,251,080	184,925,480	1,023,325,600	846,790,255
17. Guaranty funds receivable or on deposit	33,248,467		33,248,467	32,559,328
18. Electronic data processing equipment and software	319,102,379	257,221,814	61,880,565	50,281,004
19. Furniture and equipment, including health care delivery assets (\$ 0)	126,014,225	126,014,225		
20. Net adjustment in assets and liabilities due to foreign exchange rates				
21. Receivables from parent, subsidiaries and affiliates	346,223,517	610	346,223,007	312,156,606
22. Health care (\$ 0) and other amounts receivable				
23. Aggregate write-ins for other than invested assets	715,856,703	39,949,956	675,906,747	715,420,301
24. Total assets excluding Separate Accounts, Segregated Accounts and Protected Cell Accounts (Lines 10 to 23)	35,470,142,960	639,706,425	34,830,436,535	32,549,788,186
25. From Separate Accounts, Segregated Accounts and Protected Cell Accounts				
26. Total (Lines 24 and 25)	35,470,142,960	639,706,425	34,830,436,535	32,549,788,186

DETAILS OF WRITE-IN LINES				
0901.				
0902.				
0903.				
0998. Summary of remaining write-ins for Line 09 from overflow page				
0999. Totals (Lines 0901 through 0903 plus 0998) (Line 9 above)				
2301. Cash Surrender Value Life Insurance	383,284,396		383,284,396	348,631,523
2302. Amounts receivable under high deductible policies	172,318,200	115,054	172,203,146	165,149,487
2303. Other assets	132,718,497	39,834,502	92,883,995	165,597,198
2398. Summary of remaining write-ins for Line 23 from overflow page	27,534,610		27,534,610	38,042,093
2399. Totals (Lines 2301 through 2303 plus 2398) (Line 23 above)	715,856,703	39,949,956	675,906,747	715,420,301

LIABILITIES, SURPLUS AND OTHER FUNDS

	1 Current Year	2 Prior Year
1. Losses (Part 2A, Line 35, Column 6)	12,593,697,855	12,604,675,296
2. Reinsurance payable on paid losses and loss adjustment expenses (Schedule F, Part 1, Column 6)	78,574,442	62,044,425
3. Loss adjustment expenses (Part 2A, Line 55, Column 6)	2,545,238,283	2,455,475,658
4. Commissions payable, contingent commissions and other similar charges	118,922,398	96,063,803
5. Other expenses (including taxes, licenses and fees)	234,522,784	380,873,955
6. Taxes, licenses and fees (including Federal and foreign income taxes)	184,208,453	250,824,744
7.1 Current Federal and foreign income taxes (including \$ 0 on realized capital gains (losses))		36,105,155
7.2 Not deferred tax liability		
8. Borrowed money \$ 0 and interest thereon \$ 0		505,212
9. Unearned premiums (Part 1A, Line 35, Column 6) (after deducting unearned premiums for ceded reinsurance of \$ 2,135,447,181 and including nearby reserves of \$ 0)	3,293,042,808	3,320,119,872
10. Advances premium	43,887,917	60,012,654
11. Dividends declared and unpaid:		
11.1 Stockholders		
11.2 Policyholders	1,803,778	1,136,859
12. Ceded reinsurance premiums payable (net of ceding commissions)	717,189,249	650,455,245
13. Funds held by company under reinsurance treaties (Schedule F, Part 3, Column 10)	1,745,583,158	1,897,274,084
14. Amounts withheld or retained by company for account of others	555,997,497	465,709,129
15. Reserves and losses not allocated		
16. Provision for reinsurance (Schedule F, Part 7)	69,675,188	73,587,601
17. Net adjustments by assets and liabilities due to foreign exchange rates		
18. Dividends outstanding	294,010,958	202,856,747
19. Payable to parent, subsidiaries and affiliates	35,050,350	72,875,512
20. Payable for securities	69,521,915	15,457,672
21. Liability for amounts held under unassigned plans		
22. Capital notes \$ 0 and interest thereon \$ 0		
23. Aggregate write-ins for liabilities	(202,604,588)	(478,283,930)
24. Total liabilities excluding protected cell liabilities (Lines 1 through 23)	22,328,883,620	22,215,005,768
25. Protected cell liabilities		
26. Total liabilities (Lines 24 and 25)	22,328,883,620	22,215,005,768
27. Aggregate write-ins for special surplus funds	1,209,068,480	957,821,671
28. Common capital stock	10,000,000	10,000,000
29. Preferred capital stock		
30. Aggregate write-ins for other than special surplus funds	1,250,000	1,250,000
31. Surplus notes	785,347,894	660,074,820
32. Gross paid in and undivided surplus	6,435,272,283	5,335,272,283
33. Unassigned funds (surplus)	4,040,514,678	2,158,213,474
34. Less treasury stock, at cost:		
34.1 \$ shares common (value included in Line 28 \$ 0)		
34.2 \$ shares preferred (value included in Line 29 \$ 0)		
35. Surplus as regards policyholders (Lines 27 to 33, less 34) (Page 4, Line 35)	12,481,552,915	10,334,732,418
36. Totals (Page 2, Line 26, Col. 3)	34,830,436,535	32,549,788,186

DETAILS OF WRITE-IN LINES

2301. Amounts held under unassigned plans	651,634,174	581,897,189
2302. Other liabilities	410,875,588	424,947,978
2303. Collateral held for securities loaned	278,831,189	110,826,705
2399. Summary of reconciling write-ins for Line 23 from overflow page	(1,645,052,347)	(1,896,357,809)
2399. Totals (Lines 2301 through 2303 plus 2398) (Line 23 above)	(202,604,588)	(478,283,930)
2701. Board's surplus from reinsurance reinsurance	957,721,854	957,821,671
2702. SSAP10R incremental change	241,246,826	
2703.		
2705. Summary of reconciling write-ins for Line 27 from overflow page		
2799. Totals (Lines 2701 through 2703 plus 2705) (Line 27 above)	1,209,068,480	957,821,671
3001. Quarterly funds	1,250,000	1,250,000
3002.		
3003.		
3099. Summary of reconciling write-ins for Line 30 from overflow page		
3099. Totals (Lines 3001 through 3003 plus 3098) (Line 30 above)	1,250,000	1,250,000

State of Massachusetts

City of Boston

The officers of this reporting entity being duly sworn, each depose and say that they are the disclosed officers of said reporting entity, and that on the reporting period (time shown, out of the hours and dates) herein shown the accurate copy of the said reporting entity, true and clear from any bias of choice person, and of the condition and status of the said reporting entity, together with related schedule, schedules and supplementary financial information, prepared or prepared to, is a full and true statement of all the assets and liabilities of the said reporting entity for the reporting period stated above, and of the income and deductions thereon for the period stated, and has been compiled in accordance with the NAIC Financial Reporting Manual and Accounting Practices and Procedures current except for the extent that (1) such law may differ, or (2) that more rules or regulations require differences in reporting and related to accounting practices and procedures, and that the officers have the knowledge and belief, respectively. Furthermore, the scope of this statement by the disclosed officers also includes the related accompanying electronic filing with the NAIC, when required, and any necessary support for providing information that is otherwise required by the enclosed statement. This statement may be inspected by various regulators in this or in other states in the sector of insurance.

Edward F. Kelly (Signature)  
Edward Francis Kelly (Printed Name)  
Chairman of the Board/President & CEO (Title)

Daniel L. Lewis (Signature)  
Daniel Patrick Lewis (Printed Name)  
Vice President & Secretary (Title)

Lawrence Henry Scott Davis (Signature)  
Lawrence Henry Scott Davis (Printed Name)  
Senior Vice President & Treasurer (Title)

Submitted and sworn to for attesting before me on this 1st day of February, 2016, by

*[Signature]*



is the original filing? [X] Yes [ ] No

A. If not 1. State the amendment number  
2. Date filed  
3. Number of pages attached

Contract No. C202689  
County Lincoln

Rev 2-1-10

Bond No. 09044451 / 44S101736

### CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: February 28, 2011

Name of Principal Contractor: Rea Contracting, A Division of The Lane Construction Corporation

Name of Surety: Fidelity and Deposit Company of Maryland / Liberty Mutual Insurance Company

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

Amount of Bond: Two Million Five Hundred Thirty Six Thousand Five Hundred Ninety Five Dollars and 75/100 ( \$2,536,595.75 )

Contract ID No.: C202689

County Name: Lincoln

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. C202689  
County Lincoln

Rev 2-1-10

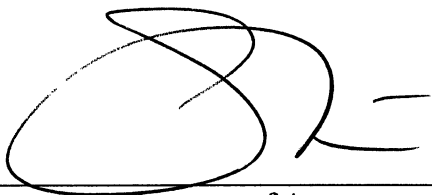
**CONTRACT PERFORMANCE BOND**

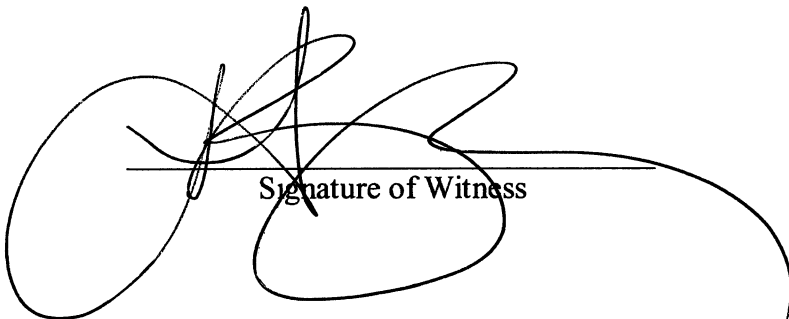
*Affix Seal of Surety Company*

Fidelity and Deposit Company of  
Maryland / Liberty Mutual Insurance Company

~~Print or type~~ Surety Company Name

By Stacy Rivera  
Print, stamp or type name of Attorney-in-Fact

  
Signature of Attorney-in-Fact

  
Signature of Witness

Jeannette Porrini  
Print or type Signer's name

185 Asylum Street, 25th Floor  
Hartford, CT 06103  
Address of Attorney-in-Fact

Contract No. C202689  
County Lincoln

Rev 2-1-10

**CONTRACT PERFORMANCE BOND  
CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

Rea Contracting, A Division of The Lane Construction Corporation  
Full name of Corporation

P O. Box 32487, Charlotte, NC 28232  
Address as prequalified

By *DP Dobbs*  
Signature of ~~President, Vice President, Assistant Vice President~~  
*Executive* Select appropriate title

**D. P. Dobbs  
Exec. V.P. &  
Secretary**

Print or type Signer's name

*Affix Corporate Seal*

Attest *Vincent J. Caiola*  
Signature of ~~Secretary, Assistant Secretary~~  
*Secretary* Select appropriate title

**Vincent J. Caiola  
V.P. & Asst. Secretary  
& Treasurer**

Print or type Signer's name

**Power of Attorney  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY**

KNOW ALL MEN BY THESE PRESENTS: That the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, corporations of the State of Maryland, by WILLIAM J. MILLS, Vice President, and GERALD F. HALEY, Assistant Secretary, in pursuance of authority granted by Article VI, Section 2, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, does hereby nominate, constitute and appoint **Jeannette PORRINI and Stacy RIVERA, both of Hartford, Connecticut, EACH** its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Baltimore, Md., in their own proper persons. This power of attorney revokes that issued on behalf of Jeannette PORRINI, Stacy RIVERA, dated August 6, 2004.

The said Assistant Secretary does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article VI, Section 2, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President and Assistant Secretary have hereunto subscribed their names and affixed the Corporate Seals of the said FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, this 29th day of December, A.D. 2009

ATTEST

**FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY**



*Gerald F. Haley*

Gerald F. Haley Assistant Secretary

By

*William J. Mills*

William J. Mills

Vice President

State of Maryland }  
City of Baltimore } ss:

On this 29th day of December, A.D. 2009, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came WILLIAM J. MILLS, Vice President, and GERALD F. HALEY, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledged the execution of the same, and being by me duly sworn, severally and each for himself deposed and saith, that they are the said officers of the Companies aforesaid, and that the seals affixed to the preceding instrument is the Corporate Seals of said Companies, and that the said Corporate Seals and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.



*Constance A. Dunn*

Constance A. Dunn

Notary Public

My Commission Expires: July 14, 2011

**EXTRACT FROM BY-LAWS OF FIDELITY AND DEPOSIT COMPANY OF MARYLAND**

“Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertaking, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages,...and to affix the seal of the Company thereto.”

**EXTRACT FROM BY-LAWS OF COLONIAL AMERICAN CASUALTY AND SURETY COMPANY**

“Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertaking, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages,...and to affix the seal of the Company thereto.”

**CERTIFICATE**

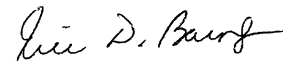
I, the undersigned, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that the Vice-President who executed the said Power of Attorney was one of the additional Vice-Presidents specially authorized by the Board of Directors to appoint any Attorney-in-Fact as provided in Article VI, Section 2, of the respective By-Laws of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990 and of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, 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 seals of the said Companies,

this 28<sup>th</sup> day of February, 2011



Assistant Secretary

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 JEANNETTE PORRINI, STACY RIVERA, DANIELLE M. BECHARD, ALL OF THE CITY OF HARTFORD, STATE OF CONNECTICUT

, 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 ONE HUNDRED MILLION AND 00/100 DOLLARS (\$ 100,000,000.00) 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 28th day of January, 2011

LIBERTY MUTUAL INSURANCE COMPANY

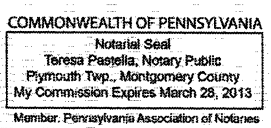
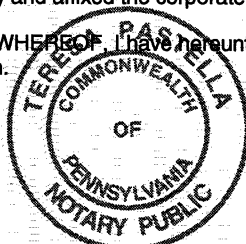
By Garnet W. Elliott, Assistant Secretary



COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 28th 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 28th 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.



