

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

C202838

CONTRACT AND
CONTRACT BONDS

FOR CONTRACT NO. C202838

WBS 5CR.20921.34 STATE FUNDED

COUNTY OF WAKE
THIS IS THE ROADWAY CONTRACT
ROUTE NUMBER _____ LENGTH 13.210 MILES
LOCATION 7 SECTIONS OF SECONDARY ROADS.

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

BIDS OPENED SEPTEMBER 20, 2011
CONTRACT EXECUTION OCT 17 2011

Rea Contracting (9066).**Vendor 5 of 5 Vendors for Call Order 002 (Proposal ID C202838).**

County: WAKE
Address: 3010 Gresham Lake Rd
Raleigh, NC 27615
Phone Number: 919-876-4550
Signature Check: This bid has been properly signed by David_J._Rankin_9066.
Time Bid Received: Tue Sep 20 10:31:45 2011
Bid Checksum: 79AD3095 MBE GOAL SET 5.0
Amendment Count: 0
Bidding Errors: No bidding errors.
Bid Total: \$3,878,481.25 ✓ MBE GOAL MET 5.0
Bond ID: 5A2H-XCCM-U98P-8P9T
Bond was Verified: Yes.
Bond Required Percent: 5.00% WBE GOAL SET 5.0
Minimum Check Amount: \$193,924.06
Bid Security Maximum: \$
Bond Agency Name: WBE GOAL MET 5.0
Agency Execution Date: 9/20/2011
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.

LIST OF MBE PARTICIPANTS

3766	MB	KELVIN WHITEHURST TRUCKING 4912 CUPINE CT , RALEIGH, NC 27604	Sub	193,934.30	✓	arm
				TOTAL:	\$193,934.30	✓ arm
					5.00%	

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT		
2446	WB HAROLD A. PURYEAR TRUCKING CO. 5844 LEASE LANE , RALEIGH, NC 27617		Sub	194,406.58	✓	arm
				TOTAL:	\$194,406.58	✓ arm
					5.01%	

Miscellaneous Data Info - Contractor Responses:
=====

NON-COLLUSION AND DEBARMENT CERTIFICATION

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

Explanation:
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

The Award Limits shall apply to the following projects:

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

Bid Bond Data Info - Contractor Responses:
=====

BondID: 5A2H-XCCM-U98P-8P9T
Surety Registry Agency: SurePathNetwork
Verified?: Yes

NCDOT/berc

Vendor 9066's Load Output for Call 002, Letting L110920, 2011-09-20

Surety Agency: Fidelity and Deposit Company of Maryland
Bond Execution Date: 9/20/2011
Bond Amount: \$193,924.06 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 08-19-11
Revised:

Contract ID: C202838

Project(s): STATE FUNDED

Letting Date: 09-20-11 Call Order: 002

Bidder: 9066 - Rea Contracting

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 MOBILIZATION	LUMP				190,000.00
0002	0106000000-E BORROW EXCAVATION	CY	4,039.000	25.00000		100,975.00
0003	1220000000-E INCIDENTAL STONE BASE	TON	1,018.000	50.00000		50,900.00
0004	1245000000-E SHOULDER RECONSTRUCTION	SMI	20.840	4,700.00000		97,948.00
0005	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	SY	51,376.000	1.55000		79,632.80
0006	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (2-1/2")	SY	104,592.000	1.35000		141,199.20
0007	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (4")	SY	21,946.000	2.10000		46,086.60
0008	1308000000-E MILLING ASPHALT PAVEMENT, ***"TO *****" DEPTH (0" TO 1-1/2")	SY	1,400.000	2.00000		2,800.00
0009	1330000000-E INCIDENTAL MILLING	SY	1,807.000	3.00000		5,421.00
0010	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	TON	19,332.000	32.00000		618,624.00

State of NC
Dept of Transportation

Date: 08-19-11
Revised:

Contract ID: C202838

Project(s): STATE FUNDED

Letting Date: 09-20-11 Call Order: 002

Bidder: 9066 - Rea Contracting

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	19,724.000 TON	28.25000		557,203.00	
0012	1575000000-E ASPHALT BINDER FOR PLANT MIX	2,112.000 TON	670.00000		1,415,040.00	
0013	1704000000-E PATCHING EXISTING PAVEMENT	2,088.000 TON	105.00000		219,240.00	
0014	2830000000-N ADJUSTMENT OF MANHOLES	44.000 EA	585.00000		25,740.00	
0015	2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES	38.000 EA	400.00000		15,200.00	
0016	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	114,073.000 LF	0.50000		57,036.50	
0017	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	154,048.000 LF	0.65000		100,131.20	
0018	4695000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 90 MILS)	1,305.000 LF	1.50000		1,957.50	
0019	4697000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 120 MILS)	526.000 LF	1.50000		789.00	
0020	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	1,735.000 LF	8.00000		13,880.00	
0021	4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS)	46.000 EA	65.00000		2,990.00	

State of NC
Dept of Transportation

Date: 08-19-11
Revised:

Contract ID: C202838

Project(s): STATE FUNDED

Letting Date: 09-20-11 Call Order: 002

Bidder: 9066 - Rea Contracting

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0022	4725000000-E THERMOPLAST IC PAVEMENT MARKINGSYMBOL (90 MILS)	EA 148.000	95.00000		14,060.00	
0023	4770000000-E COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (III)	LF 2,842.000	2.75000		7,815.50	
0024	4810000000-E PAINT PAVEMENT MARKING LINES (4")	LF 210,295.000	0.15000		31,544.25	
0025	4820000000-E PAINT PAVEMENT MARKING LINES (8")	LF 676.000	0.55000		371.80	
0026	4835000000-E PAINT PAVEMENT MARKING LINES (24")	LF 1,731.000	3.20000		5,539.20	
0027	4840000000-N PAINT PAVEMENT MARKING CHARAC-TER	EA 46.000	30.00000		1,380.00	
0028	4845000000-N PAINT PAVEMENT MARKING SYMBOL	EA 124.000	26.50000		3,286.00	
0029	4850000000-E REMOVAL OF PAVEMENT MARKING LINES (4")	LF 2,072.000	0.50000		1,036.00	
0030	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	EA 1,668.000	4.50000		7,506.00	
0031	6000000000-E TEMPORARY SILT FENCE	LF 1,492.000	1.60000		2,387.20	
0032	6071010000-E WATTLE	LF 3,750.000	3.65000		13,687.50	

State of NC
 Dept of Transportation
 Project(s): STATE FUNDED

Date: 08-19-11
 Revised:

Contract ID: C202838
 Letting Date: 09-20-11 Call Order: 002
 Bidder: 9066 - Rea Contracting

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0033	6084000000-E SEEDING & MULCHING	15.160 ACR	1,590.00000		24,104.40	
0034	7444000000-E INDUCTIVE LOOP SAWCUT	4,736.000 LF	4.85000		22,969.60	
Section 0001 Total						3,878,481.25
Bid Total						3,878,481.25

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: 08-19-11
PAGE: 7

PROPOSAL: C202838
LETTING: L110920 CALL: 002
VENDOR: 9066 Rea Contracting

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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MBE SUBCONTRACTOR: 3766 KELVIN WHITEHURST TRUCKING
Will Use Quote: Yes

0010	1498000000-E	ASP CONC INT	TON	19332.000	6.15000	118891.80
0011	1519000000-E	ASP CONC SUR	TON	11545.000	6.50000	75042.50

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:

193,934.30

✓ arm

TOTAL MBE COMMITMENT FOR VENDOR:

Entered:	5.00% or	193934.30
Required:	5.00% or	193924.06

<GOAL MET>

✓ arm

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
WBE COMMITMENT ITEMS

DATE:08-19-11
PAGE: 8

PROPOSAL: C202838
LETTING: L110920 CALL: 002
VENDOR: 9066 Rea Contracting

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

WBE SUBCONTRACTOR: 2446 HAROLD A. PURYEAR TRUCKING CO.						
Will Use Quote: Yes						
0006	1297000000-E	MILL ASP PVM SY		104592.000	0.49000	51250.08
0012	1575000000-E	ASP FOR PLAN TON		2112.000	19.00000	40128.00
0002	0106000000-E	BORROW EXCAV CY		4039.000	12.00000	48468.00
0011	1519000000-E	ASP CONC SUR TON		8179.000	6.00000	49074.00
0007	1297000000-E	MILL ASP PVM SY		21946.000	0.25000	5486.50

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR:

194,406.58

✓ arm

TOTAL WBE COMMITMENT FOR VENDOR:

Entered: 5.01% or 194406.58
Required: 5.00% or 193924.06
<GOAL MET>

✓ arm

Contract Item Sheets For C202838

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	190,000.00	190,000.00
0002	0106000000-E	230	BORROW EXCAVATION	4,039 CY	25.00	100,975.00
0003	1220000000-E	545	INCIDENTAL STONE BASE	1,018 TON	50.00	50,900.00
0004	1245000000-E	SP	SHOULDER RECONSTRUCTION	20.84 SMI	4,700.00	97,948.00
0005	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	51,376 SY	1.55	79,632.80
0006	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (2-1/2")	104,592 SY	1.35	141,199.20
0007	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (4")	21,946 SY	2.10	46,086.60
0008	1308000000-E	607	MILLING ASPHALT PAVEMENT, **** TO ***** DEPTH (0" TO 1-1/2")	1,400 SY	2.00	2,800.00
0009	1330000000-E	607	INCIDENTAL MILLING	1,807 SY	3.00	5,421.00
0010	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	19,332 TON	32.00	618,624.00
0011	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	19,724 TON	28.25	557,203.00
0012	1575000000-E	SP	ASPHALT BINDER FOR PLANT MIX	2,112 TON	670.00	1,415,040.00
0013	1704000000-E	SP	PATCHING EXISTING PAVEMENT	2,088 TON	105.00	219,240.00
0014	2830000000-N	858	ADJUSTMENT OF MANHOLES	44 EA	585.00	25,740.00
0015	2845000000-N	858	ADJUSTMENT OF METER BOXES OR VALVE BOXES	38 EA	400.00	15,200.00
0016	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	114,073 LF	0.50	57,036.50
0017	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	154,048 LF	0.65	100,131.20

Contract Item Sheets For C202838

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0018	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	1,305 LF	1.50	1,957.50
0019	4697000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 120 MILS)	526 LF	1.50	789.00
0020	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	1,735 LF	8.00	13,880.00
0021	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	46 EA	65.00	2,990.00
0022	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	148 EA	95.00	14,060.00
0023	4770000000-E	1205	COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (III)	2,842 LF	2.75	7,815.50
0024	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	210,295 LF	0.15	31,544.25
0025	4820000000-E	1205	PAINT PAVEMENT MARKING LINES (8")	676 LF	0.55	371.80
0026	4835000000-E	1205	PAINT PAVEMENT MARKING LINES (24")	1,731 LF	3.20	5,539.20
0027	4840000000-N	1205	PAINT PAVEMENT MARKING CHARACTER	46 EA	30.00	1,380.00
0028	4845000000-N	1205	PAINT PAVEMENT MARKING SYMBOL	124 EA	26.50	3,286.00
0029	4850000000-E	1205	REMOVAL OF PAVEMENT MARKING LINES (4")	2,072 LF	0.50	1,036.00
0030	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	1,668 EA	4.50	7,506.00
0031	6000000000-E	1605	TEMPORARY SILT FENCE	1,492 LF	1.60	2,387.20
0032	6071010000-E	SP	WATTLE	3,750 LF	3.65	13,687.50
0033	6084000000-E	1660	SEEDING & MULCHING	15.16 ACR	1,590.00	24,104.40

Contract Item Sheets For C202838

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0034	7444000000-E	1725	INDUCTIVE LOOP SAWCUT	4,736 LF	4.85	22,969.60

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$3,878,481.25

1416/Sep29/Q730866/D118259110000/E34



Contract Number C202838
County Wake

Rev 4-19-11

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

The Contractor being duly sworn, solemnly swears (or affirms) that neither he, nor any official, agent or employee has entered into any agreement, participated in any collusion, or otherwise taken any action which is in restraint of free competitive bidding in connection with this Contract, and that the Contractor intends to do the work with his own bonafide employees or subcontractors and did not bid for the benefit of another contractor.

By submitting this Execution of Contract, Non-Collusion affidavit and Debarment Certification, the Contractor is certifying his status under penalty of perjury under the laws of the United States in accordance with the Debarment Certification attached, provided that the Debarment Certification also includes any required statements concerning exceptions that are applicable.

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

SIGNATURE OF CONTRACTOR

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

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

Attest <u><i>Ann M. Falsey</i></u> Secretary/Assistant Secretary <i>Select appropriate title</i> ANN M. FALSEY Asst. Treasurer & Asst. Secretary <hr/> Print or type Signer's name	By <u><i>J. Cruickshank</i></u> President/Vice President/Assistant Vice President <i>Select appropriate title</i> Jay S. Cruickshank Vice President & General Counsel <hr/> Print or type Signer's name
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CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

Subscribed and sworn to before me this the 4th day of October 2011.

Maryanne M. Bordelon
Signature of Notary Public

of New Haven County

State of Connecticut

My Commission Expires: **MARYANNE M. BORDELON**
NOTARY PUBLIC
MY COMMISSION EXPIRES OCT. 31, 2013

NOTARY SEAL

DEBARMENT CERTIFICATION OF CONTRACTOR

Conditions for certification:

1. The Contractor shall provide immediate written notice to the Department if at any time the Contractor learns that his certification was erroneous when he submitted his debarment certification or explanation that is on file with the Department, or has become erroneous because of changed circumstances.
2. The terms *covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded*, as used in this provision, have the meanings set out in the Definitions and Coverage sections of the rules implementing Executive Order 12549. A copy of the Federal Rules requiring this certification and detailing the definitions and coverages may be obtained from the Contract Officer of the Department.
3. The Contractor agrees by submitting this form, that he will not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in NCDOT contracts, unless authorized by the Department.
4. For Federal Aid projects, the Contractor further agrees that by submitting this form he will include the Federal-Aid Provision titled *Required Contract Provisions Federal-Aid Construction Contract (Form FHWA PR 1273)* provided by the Department, without subsequent modification, in all lower tier covered transactions.
5. The Contractor may rely upon a certification of a participant in a lower tier covered transaction that he is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless he knows that the certification is erroneous. The Contractor may decide the method and frequency by which he will determine the eligibility of his subcontractors.
6. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this provision. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
7. Except as authorized in paragraph 3 herein, the Department may terminate any contract if the Contractor knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available by the Federal Government.

DEBARMENT CERTIFICATION

The Contractor certifies to the best of his knowledge and belief, that he and his principals:

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

If the Contractor cannot certify that he is not debarred, he shall provide an explanation with this submittal. An explanation will not necessarily result in denial of participation in a contract.

Failure to submit a non-collusion affidavit and debarment certification will result in the Contractor's bid being considered non-responsive.

Check here if an explanation is attached to this certification.

Contract No **C202838**

County (ies): **Wake**

**ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION**



Contract Officer

10/17/11

Date

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



Attorney General

Contract No. C202838
County Wake

Rev 5-17-11

Bond # 09068824/015033089

CONTRACT PAYMENT BOND

Date of Payment Bond Execution October 4, 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: Three Million Eight Hundred Seventy Eight Thousand Four Hundred Eighty One and 25/100ths

Contract ID No.: C202838

County Name: Wake

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. C202838
County Wake

Rev 5-17-11

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, Attorney-In-Fact
Print, stamp or type name of Attorney-in-Fact



Signature of Attorney-in-Fact



Signature of Witness

Janet Diaz, Witness
Print or type Signer's name

Three Copley Place, Suite 300, Boston, MA 02116
Address of Attorney-in-Fact

Contract No. C202838
County Wake

Rev 5-17-11

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

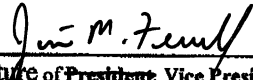
Rea Contracting, A Division of The Lane Construction Corporation

Full name of Corporation

P.O. Box 32487, Charlotte, NC 28232

Address as prequalified

By


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

**JIM M. FERRELL
EXEC. VICE PRESIDENT
& CFO**

Print or type Signer's name

Affix Corporate Seal

Attest



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

**D. P. DOBBS
Exec. V.P. &**

Secretary
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 depose 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, 2015

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

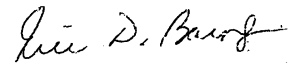
I, the undersigned, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that the Vice-President 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 24th day of October, 2011.



Assistant Secretary

FIDELITY AND DEPOSIT COMPANY

OF MARYLAND

600 Red Brook Blvd., Suite 600, Owings Mills, MD 21117

**Statement of Financial Condition
As Of December 31, 2010**

ASSETS

Bonds	\$ 167,717,443
Stocks	23,571,636
Cash and Short Term Investments	250,663
Reinsurance Recoverable	478,827
Other Accounts Receivable	44,516,527
TOTAL ADMITTED ASSETS	\$ 236,535,096

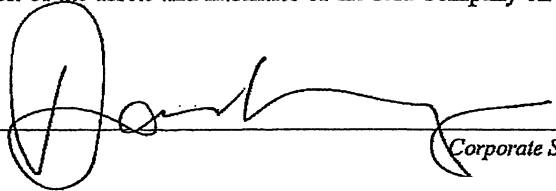
LIABILITIES, SURPLUS AND OTHER FUNDS

Reserve for Taxes and Expenses	\$ 225,295
Ceded Reinsurance Premiums Payable	39,963,782
Securities Lending Collateral Liability	3,077,700
TOTAL LIABILITIES	\$ 43,266,777
Capital Stock, Paid Up	\$ 5,000,000
Surplus	188,268,319
Surplus as regards Policyholders	193,268,319
TOTAL	\$ 236,535,096

Securities carried at \$45,648,865 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, 2010 market quotations for all bonds and stocks owned, the Company's total admitted assets would be \$245,239,534 and surplus as regards policyholders \$201,972,757.

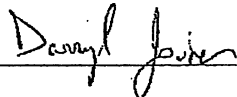
I, DENNIS F. KERRIGAN, Corporate Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing statement is a correct exhibit of the assets and liabilities of the said Company on the 31st day of December, 2010.



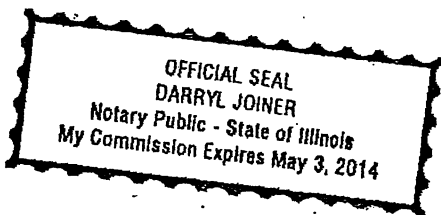
 Corporate Secretary

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 31st day of March, 2011.



 Notary Public



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, ELENA V. SANCHEZ, 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, David M. Carey, 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 day of 16th day of August 2011



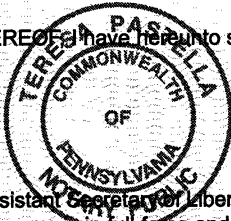
LIBERTY MUTUAL INSURANCE COMPANY

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

COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 16th day of August, 2011, before me, a Notary Public, personally came David M. Carey, 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.



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

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 4th day of October, 2011.



By Gregory W. Davenport
Gregory W. Davenport, Assistant Secretary

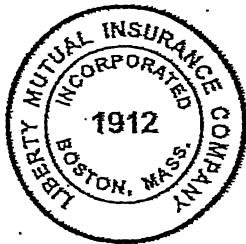
Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees.

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.



LIBERTY MUTUAL INSURANCE COMPANY
FINANCIAL STATEMENT — DECEMBER 31, 2010

Assets		Liabilities	
Cash and Bank Deposits	\$ 795,278,733	Unearned Premiums	\$3,502,531,059
*Bonds — U.S Government	928,976,332	Reserve for Claims and Claims Expense	15,450,806,243
*Other Bonds	12,269,586,768	Funds Held Under Reinsurance Treaties	1,764,193,716
*Stocks	8,410,330,089	Reserve for Dividends to Policyholders	4,776,435
Real Estate	280,897,925	Additional Statutory Reserve	89,441,297
Agents' Balances or Uncollected Premiums	2,971,477,549	Reserve for Commissions, Taxes and	
Accrued Interest and Rents	156,129,412	Other Liabilities	2,126,508,564
Other Admitted Assets	<u>10,888,871,535</u>	Total	<u>\$22,938,257,314</u>
		Special Surplus Funds	\$1,218,426,655
		Capital Stock	10,000,000
		Paid in Surplus	7,731,965,815
		Unassigned Surplus	4,802,898,559
		Surplus to Policyholders	<u>13,763,291,029</u>
Total Admitted Assets	<u>\$36,701,548,343</u>	Total Liabilities and Surplus	<u>\$36,701,548,343</u>



* Bonds are stated at amortized or investment value; Stocks at Association Market Values.
The foregoing financial information is taken from Liberty Mutual Insurance Company's financial statement filed with the state of Massachusetts Department of Insurance.

I, TIM MIKOLAJEWSKI, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the foregoing is a true, and correct statement of the Assets and Liabilities of said Corporation, as of December 31, 2010, to the best of my knowledge and belief.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Corporation at Seattle, Washington, this 29th day of March, 2011.

TAMIKOLAJEWSKI

Assistant Secretary

Contract No. C202838
County Wake

Rev 5-17-11

Bond # 09068824/015033089

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: October 4, 2011

Name of Principal Contractor: Rea Contracting, A Division of The Lane Construction Corporation
Fidelity and Deposit Company of Maryland &

Name of Surety: Liberty Mutual Insurance Company

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

Amount of Bond: Three Million Eight Hundred Seventy Eight Thousand Four Hundred
Eighty One and 25/100ths

Contract ID No.: C202838

County Name: Wake

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. C202838
County Wake

Rev 5-17-11

CONTRACT PERFORMANCE BOND

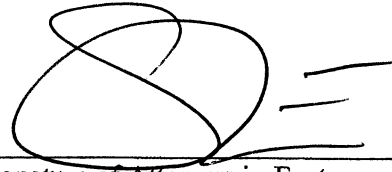
Affix Seal of Surety Company

Fidelity and Deposit Company of Maryland &
Liberty Mutual Insurance Company

Print or type Surety Company Name

By Stacy Rivera, Attorney-In-Fact

Print, stamp or type name of Attorney-in-Fact



Signature of Attorney-in-Fact



Signature of Witness

Janet Diaz, Witness

Print or type Signer's name

Three Copley Place, Suite 300, Boston, MA 02116

Address of Attorney-in-Fact

Contract No. C202838
County Wake

Rev 5-17-11

CONTRACT PERFORMANCE BOND

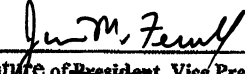
CORPORATION

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

**JIM M. FERRELL
EXEC. VICE PRESIDENT
& CFO**

Print or type Signer's name

Affix Corporate Seal

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

**D. P. DOBBS
Exec. V.P. &
Secretary**
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 doth 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, 2015

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

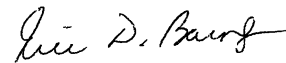
I, the undersigned, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that the Vice-President 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 4th day of October, 2011.



Assistant Secretary

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, ELENA V. SANCHEZ, 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, David M. Carey, 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 day of 16th day of August 2011



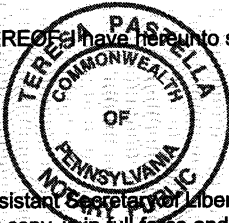
LIBERTY MUTUAL INSURANCE COMPANY

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

COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 16th day of August, 2011, before me, a Notary Public, personally came David M. Carey, 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.



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

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 4th day of October, 2011.



By Gregory W. Davenport
Gregory W. Davenport, 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.