

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

C202025

CONTRACT AND  
CONTRACT BONDS

FOR CONTRACT NO. C202025

WBS 37734.3.1 STP-27(7)

T.I.P NO. W-4712

COUNTY OF LINCOLN  
THIS IS THE ROADWAY CONTRACT  
ROUTE NUMBER NC 27 LENGTH 0.924 MILES  
LOCATION NC-27 FROM EAST OF NC-150 TO SR-1354 (ASBURY RD).

CONTRACTOR DAVIS GRADING, INC.  
ADDRESS 3404 W. ZION CHURCH ROAD  
SHELBY, NC 28150

BIDS OPENED FEBRUARY 21, 2012  
CONTRACT EXECUTION MAR 22 2012

**Vendor 1 of 6: DAVIS GRADING, INC. (1580)  
Call Order 021 (Proposal: C202025)**

**Bid Information**

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**County:** LINCOLN

**Address:** 3404 W. Zion Church Rd  
Shelby , NC , 28150

**Signature Check:** Kathy\_H\_Davis\_1580

**Time Bid Received:** February 21, 2012 01:53 PM

**Amendment Count:** 0

**Bid Checksum:** 0CF74222

**Bid Total:** \$2,013,100.01

**Items Total:** \$2,013,100.01 ✓

**Time Total:** \$0.00

**Bidding Errors:**

None.

DBE GOAL SET 9.0

DBE GOAL MET 9.0

**Vendor 1 of 6: DAVIS GRADING, INC. (1580)  
Call Order 021 (Proposal: C202025)**

**Bid Bond Information**

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<b>Projects:</b>	<b>Bond Maximum:</b>
<b>Counties:</b>	<b>State of Incorporation:</b>
<b>Bond ID:</b> SNC12199904	<b>Agency Execution Date:</b> 02/17/2012
<b>Paid by Check:</b> No	<b>Surety Name:</b> surety2000
<b>Bond Percent:</b>	<b>Bond Agency Name:</b> The Cincinnati Insurance Company

Vendor 1580's Bid Information for Call 021, Letting L120221, 02/21/12

Davis Grading, Inc. (1580)  
 Call Order 021 (Proposal ID C202025)

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT			
2941 WB	LAKE VIEW CONSTRUCTION & EQUIPM P. O. BOX 158 , PINEOLA, NC 28662		Sub 13,000.00	✓	arm	committed
10129 WB	CONCRETE SPECIALTY CONTRACTORS POST OFFICE BOX 2303 , SHELBY, NC 28151		Sub 137,089.76	✓	arm	committed
2920 WB	THE SHARON COMPANY INC POST OFFICE BOX 1366 , LEXINGTON, SC 29071		Sub 5,593.00	✓	arm	committed
4388 WB	FOOTHILLS CONSTRUCTION SERV INC 6081 PEA RIDGE PASS , HAMPTONVILLE, NC 27020		Sub 24,236.10	✓	arm	committed
8233 WB	GROUND EFFECTS, INC P.O. BOX 2440 , MATTHEWS, NC 28106		Sub 20,502.75	✓	arm	committed
			TOTAL: \$200,421.61	✓	arm	
			9.96%	✓	arm	

Vendor 1580's Bid Information for Call 021, Letting L120221, 02/21/12

Davis Grading, Inc. (1580)  
 Call Order 021 (Proposal ID C202025)

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	

Bid Bond Data Info - Contractor Responses:

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BondID: SNC12199904  
Surety Registry Agency: surety2000  
Verified?: Yes  
Surety Agency: The Cincinnati Insurance Company  
Bond Execution Date: 02/17/2012  
Bond Amount: \$100,655.00 (Five Percent of Bid)

Contract ID: C202025  
 Letting Date: 02-21-12 Call Order: 021  
 Bidder: 1580 - Davis Grading, Inc.

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	LUMP			90,000.00
0002	0000400000-N CONSTRUCTION SURVEYING	LUMP	LUMP			30,195.00
0003	0043000000-N GRADING	LUMP	LUMP			182,447.84
0004	0050000000-E SUPPLEMENTARY CLEARING & GRUB-BING	1.000 ACR		3,675.00000		3,675.00
0005	0057000000-E UNDERCUT EXCAVATION	100.000 CY		15.75000		1,575.00
0006	0134000000-E DRAINAGE DITCH EXCAVATION	100.000 CY		15.75000		1,575.00
0007	0141000000-E BERM DITCH CONSTRUCTION	120.000 LF		4.52000		542.40
0008	0314000000-E SELECT MATERIAL, CLASS ***** (VII)	500.000 TON		51.98000		25,990.00
0009	0318000000-E FOUNDATION CONDITIONING MATERIAL, MINOR STRUCTURES	630.000 TON		36.05000		22,711.50
0010	0320000000-E FOUNDATION CONDITIONING GEOTEXTILE	1,980.000 SY		2.10000		4,158.00
0011	0335200000-E 15" DRAINAGE PIPE	3,176.000 LF		32.00000		101,632.00

Dept of Transportation

Revised:

Contract ID: C202025

Project(s): STP-27(7)

Letting Date: 02-21-12 Call Order: 021

Bidder: 1580 - Davis Grading, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	0335300000-E 18" DRAINAGE PIPE	1,040.000 LF	33.34000		34,673.60	
0013	0335400000-E 24" DRAINAGE PIPE	828.000 LF	41.54000		34,395.12	
0014	0335500000-E 30" DRAINAGE PIPE	320.000 LF	51.21000		16,387.20	
0015	0335600000-E 36" DRAINAGE PIPE	328.000 LF	67.00000		21,976.00	
0016	0354000000-E ***" RC PIPE CULVERTS, CLASS ***** (96", III)	120.000 LF	631.00000		75,720.00	
0017	0408000000-E 54" RC PIPE CULVERTS, CLASS III	152.000 LF	140.00000		21,280.00	
0018	0414000000-E 60" RC PIPE CULVERTS, CLASS III	36.000 LF	205.00000		7,380.00	
0019	0420000000-E 66" RC PIPE CULVERTS, CLASS III	128.000 LF	240.00000		30,720.00	
0020	0995000000-E PIPE REMOVAL	935.000 LF	9.00000		8,415.00	
0021	1077000000-E #57 STONE	15.000 TON	30.82000		462.30	
0022	1121000000-E AGGREGATE BASE COURSE	2,896.000 TON	23.00000		66,608.00	
0023	1220000000-E INCIDENTAL STONE BASE	1,200.000 TON	23.17000		27,804.00	

## Dept of Transportation

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Project(s): STP-27(7)

Letting Date: 02-21-12 Call Order: 021

Bidder: 1580 - Davis Grading, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	1275000000-E PRIME COAT	238.000 GAL	5.09000		1,211.42	
0025	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	1,600.000 SY	5.25000		8,400.00	
0026	1308000000-E MILLING ASPHALT PAVEMENT, ***"TO *****" (0" TO 1-1/2")	500.000 SY	10.50000		5,250.00	
0027	1491000000-E ASPHALT CONC BASE COURSE, TYPE B25.0C	2,960.000 TON	48.83000		144,536.80	
0028	1503000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0C	1,490.000 TON	50.61000		75,408.90	
0029	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	60.000 TON	66.68000		4,000.80	
0030	1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C	2,260.000 TON	47.04000		106,310.40	
0031	1575000000-E ASPHALT BINDER FOR PLANT MIX	340.000 TON	698.25000		237,405.00	
0032	1693000000-E ASPHALT PLANT MIX, PAVEMENT REPAIR	180.000 TON	131.25000		23,625.00	
0033	1704000000-E PATCHING EXISTING PAVEMENT	10.000 TON	131.25000		1,312.50	
0034	2220000000-E REINFORCED ENDWALLS	26.400 CY	880.00000		23,232.00	
0035	2275000000-E FLOWABLE FILL	45.000 CY	180.60000		8,127.00	

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Letting Date: 02-21-12 Call Order: 021

Bidder: 1580 - Davis Grading, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0036	2286000000-N MASONRY DRAINAGE STRUCTURES	74.000 EA	1,000.00000		74,000.00	
0037	2297000000-E MASONRY DRAINAGE STRUCTURES	114.000 CY	642.00000		73,188.00	
0038	2308000000-E MASONRY DRAINAGE STRUCTURES	33.100 LF	200.00000		6,620.00	
0039	2364000000-N FRAME WITH TWO GRATES, STD 840.16	25.000 EA	480.00000		12,000.00	
0040	2365000000-N FRAME WITH TWO GRATES, STD 840.22	5.000 EA	450.00000		2,250.00	
0041	2374000000-N FRAME WITH GRATE & HOOD, STD 840.03, TYPE ** (E)	1.000 EA	563.00000		563.00	
0042	2374000000-N FRAME WITH GRATE & HOOD, STD 840.03, TYPE ** (F)	21.000 EA	584.00000		12,264.00	
0043	2374000000-N FRAME WITH GRATE & HOOD, STD 840.03, TYPE ** (G)	20.000 EA	584.00000		11,680.00	
0044	2396000000-N FRAME WITH COVER, STD 840.54	1.000 EA	400.00000		400.00	
0045	2418000000-E FRAME WITH GRATES, DRIVEWAY DROP INLET	60.000 LF	286.00000		17,160.00	
0046	2549000000-E 2'-6" CONCRETE CURB & GUTTER	8,090.000 LF	13.85000		112,046.50	
0047	2612000000-E 6" CONCRETE DRIVEWAY	880.000 SY	35.58000		31,310.40	

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Letting Date: 02-21-12 Call Order: 021

Bidder: 1580 - Davis Grading, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0048	2619000000-E 4" CONCRETE PAVED DITCH	11.000 SY	53.40000		587.40	
0049	2905000000-N CONVERT EXISTING DROP INLET TOJUNCTION BOX	1.000 EA	1,100.00000		1,100.00	
0050	3030000000-E STEEL BM GUARDRAIL	100.000 LF	15.75000		1,575.00	
0051	3150000000-N ADDITIONAL GUARDRAIL POSTS	5.000 EA	7.35000		36.75	
0052	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	2.000 EA	2,130.45000		4,260.90	
0053	3628000000-E RIP RAP, CLASS I	35.000 TON	37.80000		1,323.00	
0054	3635000000-E RIP RAP, CLASS II	627.000 TON	31.08000		19,487.16	
0055	3649000000-E RIP RAP, CLASS B	131.000 TON	32.81000		4,298.11	
0056	3651000000-E BOULDERS	200.000 TON	51.98000		10,396.00	
0057	3656000000-E GEOTEXTILE FOR DRAINAGE	730.000 SY	2.10000		1,533.00	
0058	3659000000-N PREFORMED SCOUR HOLES WITH LEVEL SPREADER APRON	1.000 EA	2,310.00000		2,310.00	
0059	4400000000-E WORK ZONE SIGNS (STATIONARY)	865.000 SF	3.68000		3,183.20	

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Bidder: 1580 - Davis Grading, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0060	4405000000-E WORK ZONE SIGNS (PORTABLE)	96.000 SF	5.78000		554.88	
0061	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	90.000 SF	4.99000		449.10	
0062	4430000000-N DRUMS	300.000 EA	44.05000		13,215.00	
0063	4445000000-E BARRICADES (TYPE III)	64.000 LF	22.58000		1,445.12	
0064	4455000000-N FLAGGER	100.000 DAY	157.50000		15,750.00	
0065	4650000000-N TEMPORARY RAISED PAVEMENT MARKERS	10.000 EA	10.50000		105.00	
0066	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	500.000 LF	0.76000		380.00	
0067	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	12,177.000 LF	0.79000		9,619.83	
0068	4695000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 90 MILS)	50.000 LF	2.10000		105.00	
0069	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	72.000 LF	5.25000		378.00	
0070	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	30.000 EA	78.75000		2,362.50	
0071	4810000000-E PAINT PAVEMENT MARKING LINES (4")	2,000.000 LF	0.63000		1,260.00	

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Letting Date: 02-21-12 Call Order: 021

Bidder: 1580 - Davis Grading, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0072	4905000000-N SNOWPLOWABLE PAVEMENT MARKERS	EA 140.000	52.50000		7,350.00	
0073	6000000000-E TEMPORARY SILT FENCE	LF 5,165.000	1.62000		8,367.30	
0074	6006000000-E STONE FOR EROSION CONTROL, CLASS A	TON 21.000	36.44000		765.24	
0075	6009000000-E STONE FOR EROSION CONTROL, CLASS B	TON 500.000	31.08000		15,540.00	
0076	6012000000-E SEDIMENT CONTROL STONE	TON 462.000	30.82000		14,238.84	
0077	6015000000-E TEMPORARY MULCHING	ACR 1.000	627.90000		627.90	
0078	6018000000-E SEED FOR TEMPORARY SEEDING	LB 30.000	2.47000		74.10	
0079	6021000000-E FERTILIZER FOR TEMPORARY SEEDING	TON 1.000	918.75000		918.75	
0080	6024000000-E TEMPORARY SLOPE DRAINS	LF 70.000	16.96000		1,187.20	
0081	6029000000-E SAFETY FENCE	LF 100.000	1.46000		146.00	
0082	6030000000-E SILT EXCAVATION	CY 1,100.000	9.71000		10,681.00	
0083	6036000000-E MATTING FOR EROSION CONTROL	SY 400.000	1.55000		620.00	

Dept of Transportation

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Contract ID: C202025

Project(s): STP-27(7)

Letting Date: 02-21-12 Call Order: 021

Bidder: 1580 - Davis Grading, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0084	6037000000-E COIR FIBER MAT	100.000 SY	6.04000		604.00	
0085	6038000000-E PERMANENT SOIL REINFORCEMENT MAT	30.000 SY	6.56000		196.80	
0086	6042000000-E 1/4" HARDWARE CLOTH	2,000.000 LF	3.93000		7,860.00	
0087	6045000000-E **" TEMPORARY PIPE (18")	150.000 LF	26.25000		3,937.50	
0088	6070000000-N SPECIAL STILLING BASINS	1.000 EA	199.50000		199.50	
0089	6071010000-E WATTLE	150.000 LF	6.25000		937.50	
0090	6071030000-E COIR FIBER BAFFLE	375.000 LF	4.98000		1,867.50	
0091	6071050000-E **" SKIMMER (1-1/2")	5.000 EA	1,312.50000		6,562.50	
0092	6084000000-E SEEDING & MULCHING	3.000 ACR	1,391.25000		4,173.75	
0093	6111000000-E IMPERVIOUS DIKE	400.000 LF	38.00000		15,200.00	
0094	6114500000-N SPECIALIZED HAND MOWING	20.000 MHR	23.10000		462.00	
0095	6117000000-N RESPONSE FOR EROSION CONTROL	28.000 EA	231.00000		6,468.00	

Dept of Transportation

Revised:

Contract ID: C202025

Project(s): STP-27(7)

Letting Date: 02-21-12 Call Order: 021

Bidder: 1580 - Davis Grading, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0096	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (30+80 -L-)	LUMP	LUMP			5,775.00
	Section 0001 Total					2,013,100.01
	Bid Total					2,013,100.01

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	

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.

DBE COMMITMENT ITEMS

PROPOSAL: C202025  
 LETTING: L120221 CALL: 021  
 VENDOR: 1580 Davis Grading, Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE SUBCONTRACTOR: 2941 LAKE VIEW CONSTRUCTION & EQUIPMENT INC committed						
Will Use Quote: Yes						
0025	1297000000-E	MILL ASP PVM	SY	1600.000	5.00000	8000.00
0026	1308000000-E	MILLN ASPHAL	SY	500.000	10.00000	5000.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						13,000.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						13,000.

DBE SUBCONTRACTOR: 10129 CONCRETE SPECIALTY CONTRACTORS INC. committed						
Will Use Quote: Yes						
0046	2549000000-E	2'-6" CONC C	LF	8090.000	13.19000	106707.10
0047	2612000000-E	6" CONCRETE	SY	880.000	33.89000	29823.20
0048	2619000000-E	4" CONCRETE	SY	11.000	50.86000	559.46
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						137,089.76
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						137,089

DBE SUBCONTRACTOR: 2920 THE SHARON COMPANY INC committed						
Will Use Quote: Yes						
0050	3030000000-E	STL BM GUARD	LF	100.000	15.00000	1500.00
0051	3150000000-N	ADDIT GUARDR	EA	5.000	7.00000	35.00
0052	3270000000-N	GR ANCHOR TY	EA	2.000	2029.00000	4058.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						5,593.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						5,593.0

DBE SUBCONTRACTOR: 4388 FOOTHILLS CONSTRUCTION SERV INC committed						
Will Use Quote: Yes						
0077	6015000000-E	TEMPORARY MU	ACR	1.000	598.00000	598.00
0078	6018000000-E	SEED FOR TEM	LB	30.000	2.35000	70.50
0079	6021000000-E	FERT FOR TEM	TON	1.000	875.00000	875.00
0081	6029000000-E	SAFETY FENCE	LF	100.000	1.39000	139.00
0083	6036000000-E	MATTING FOR	SY	400.000	1.48000	592.00
0084	6037000000-E	COIR FIBER M	SY	100.000	5.75000	575.00
0085	6038000000-E	PERM SOIL RE	SY	30.000	6.25000	187.50
0089	6071010000-E	WATTLE	LF	150.000	5.95000	892.50
0090	6071030000-E	COIR FIBER B	LF	375.000	4.74000	1777.50
0092	6084000000-E	SEEDING AND	ACR	3.000	1325.00000	3975.00
0094	6114500000-N	SPECIALIZED	MHR	20.000	22.00000	440.00
0095	6117000000-N	RESPONSE FOR	EA	28.000	220.00000	6160.00
0073	6000000000-E	TEMPORARY SI	LF	5165.000	1.54000	7954.10

DBE COMMITMENT ITEMS

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:					✓ am	24,236.10
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						24,236.

DBE SUBCONTRACTOR: 8233 GROUND EFFECTS, INC committed  
 Will Use Quote: Yes

0065	4650000000-N	TEMP RAISED	EA	10.000	10.00000	100.00
0066	4685000000-E	THERMO PVT M	LF	500.000	0.72000	360.00
0067	4686000000-E	THERMO PVT M	LF	12177.000	0.75000	9132.75
0068	4695000000-E	THERMO PVT M	LF	50.000	2.00000	100.00
0069	4710000000-E	24"WIDE THER	LF	72.000	5.00000	360.00
0070	4725000000-E	THERMO PVT S	EA	30.000	75.00000	2250.00
0071	4810000000-E	PAINT PVMT M	LF	2000.000	0.60000	1200.00
0072	4905000000-N	SNOWPLB PVMT	EA	140.000	50.00000	7000.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:					✓ am	20,502.75
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )					✓ am	20,502.

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 9.96% or 200421.61  
 Required: 9.00% or 181179.00  
 <GOAL MET>

## Contract Item Sheets For C202025

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	90,000.00	90,000.00
0002	0000400000-N	801	CONSTRUCTION SURVEYING	Lump Sum LS	30,195.00	30,195.00
0003	0043000000-N	226	GRADING	Lump Sum LS	182,447.84	182,447.84
0004	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	3,675.00	3,675.00
0005	0057000000-E	226	UNDERCUT EXCAVATION	100 CY	15.75	1,575.00
0006	0134000000-E	240	DRAINAGE DITCH EXCAVATION	100 CY	15.75	1,575.00
0007	0141000000-E	240	BERM DITCH CONSTRUCTION	120 LF	4.52	542.40
0008	0314000000-E	SP	SELECT MATERIAL, CLASS ***** (VII)	500 TON	51.98	25,990.00
0009	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRUCTURES	630 TON	36.05	22,711.50
0010	0320000000-E	300	FOUNDATION CONDITIONING GEO- TEXTILE	1,980 SY	2.10	4,158.00
0011	0335200000-E	305	15" DRAINAGE PIPE	3,176 LF	32.00	101,632.00
0012	0335300000-E	305	18" DRAINAGE PIPE	1,040 LF	33.34	34,673.60
0013	0335400000-E	305	24" DRAINAGE PIPE	828 LF	41.54	34,395.12
0014	0335500000-E	305	30" DRAINAGE PIPE	320 LF	51.21	16,387.20
0015	0335600000-E	305	36" DRAINAGE PIPE	328 LF	67.00	21,976.00
0016	0354000000-E	310	***** RC PIPE CULVERTS, CLASS ***** (96", III)	120 LF	631.00	75,720.00
0017	0408000000-E	310	54" RC PIPE CULVERTS, CLASS III	152 LF	140.00	21,280.00
0018	0414000000-E	310	60" RC PIPE CULVERTS, CLASS III	36 LF	205.00	7,380.00

## Contract Item Sheets For C202025

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	0420000000-E	310	66" RC PIPE CULVERTS, CLASS III	128 LF	240.00	30,720.00
0020	0995000000-E	340	PIPE REMOVAL	935 LF	9.00	8,415.00
0021	1077000000-E	SP	#57 STONE	15 TON	30.82	462.30
0022	1121000000-E	520	AGGREGATE BASE COURSE	2,896 TON	23.00	66,608.00
0023	1220000000-E	545	INCIDENTAL STONE BASE	1,200 TON	23.17	27,804.00
0024	1275000000-E	600	PRIME COAT	238 GAL	5.09	1,211.42
0025	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	1,600 SY	5.25	8,400.00
0026	1308000000-E	607	MILLING ASPHALT PAVEMENT, **** TO ***** (0" TO 1-1/2")	500 SY	10.50	5,250.00
0027	1491000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0C	2,960 TON	48.83	144,536.80
0028	1503000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0C	1,490 TON	50.61	75,408.90
0029	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	60 TON	66.68	4,000.80
0030	1523000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5C	2,260 TON	47.04	106,310.40
0031	1575000000-E	620	ASPHALT BINDER FOR PLANT MIX	340 TON	698.25	237,405.00
0032	1693000000-E	654	ASPHALT PLANT MIX, PAVEMENT REPAIR	180 TON	131.25	23,625.00
0033	1704000000-E	SP	PATCHING EXISTING PAVEMENT	10 TON	131.25	1,312.50
0034	2220000000-E	838	REINFORCED ENDWALLS	26.4 CY	880.00	23,232.00
0035	2275000000-E	SP	FLOWABLE FILL	45 CY	180.60	8,127.00
0036	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	74 EA	1,000.00	74,000.00

## Contract Item Sheets For C202025

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0037	2297000000-E	840	MASONRY DRAINAGE STRUCTURES	114 CY	642.00	73,188.00
0038	2308000000-E	840	MASONRY DRAINAGE STRUCTURES	33.1 LF	200.00	6,620.00
0039	2364000000-N	840	FRAME WITH TWO GRATES, STD 840.16	25 EA	480.00	12,000.00
0040	2365000000-N	840	FRAME WITH TWO GRATES, STD 840.22	5 EA	450.00	2,250.00
0041	2374000000-N	840	FRAME WITH GRATE & HOOD, STD 840.03, TYPE ** (E)	1 EA	563.00	563.00
0042	2374000000-N	840	FRAME WITH GRATE & HOOD, STD 840.03, TYPE ** (F)	21 EA	584.00	12,264.00
0043	2374000000-N	840	FRAME WITH GRATE & HOOD, STD 840.03, TYPE ** (G)	20 EA	584.00	11,680.00
0044	2396000000-N	840	FRAME WITH COVER, STD 840.54	1 EA	400.00	400.00
0045	2418000000-E	SP	FRAME WITH GRATES, DRIVEWAY DROP INLET	60 LF	286.00	17,160.00
0046	2549000000-E	846	2'-6" CONCRETE CURB & GUTTER	8,090 LF	13.85	112,046.50
0047	2612000000-E	848	6" CONCRETE DRIVEWAY	880 SY	35.58	31,310.40
0048	2619000000-E	850	4" CONCRETE PAVED DITCH	11 SY	53.40	587.40
0049	2905000000-N	859	CONVERT EXISTING DROP INLET TO JUNCTION BOX	1 EA	1,100.00	1,100.00
0050	3030000000-E	862	STEEL BM GUARDRAIL	100 LF	15.75	1,575.00
0051	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	7.35	36.75
0052	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	2 EA	2,130.45	4,260.90
0053	3628000000-E	876	RIP RAP, CLASS I	35 TON	37.80	1,323.00

## Contract Item Sheets For C202025

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0054	3635000000-E	876	RIP RAP, CLASS II	627 TON	31.08	19,487.16
0055	3649000000-E	876	RIP RAP, CLASS B	131 TON	32.81	4,298.11
0056	3651000000-E	SP	BOULDERS	200 TON	51.98	10,396.00
0057	3656000000-E	876	GEOTEXTILE FOR DRAINAGE	730 SY	2.10	1,533.00
0058	3659000000-N	SP	PREFORMED SCOUR HOLES WITH LEVEL SPREADER APRON	1 EA	2,310.00	2,310.00
0059	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	865 SF	3.68	3,183.20
0060	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	96 SF	5.78	554.88
0061	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	90 SF	4.99	449.10
0062	4430000000-N	1130	DRUMS	300 EA	44.05	13,215.00
0063	4445000000-E	1145	BARRICADES (TYPE III)	64 LF	22.58	1,445.12
0064	4455000000-N	1150	FLAGGER	100 DAY	157.50	15,750.00
0065	4650000000-N	1251	TEMPORARY RAISED PAVEMENT MARKERS	10 EA	10.50	105.00
0066	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	500 LF	0.76	380.00
0067	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	12,177 LF	0.79	9,619.83
0068	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	50 LF	2.10	105.00
0069	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	72 LF	5.25	378.00
0070	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	30 EA	78.75	2,362.50
0071	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	2,000 LF	0.63	1,260.00

## Contract Item Sheets For C202025

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0072	4905000000-N	1253	SNOWPLOWABLE PAVEMENT MARKERS	140 EA	52.50	7,350.00
0073	6000000000-E	1605	TEMPORARY SILT FENCE	5,165 LF	1.62	8,367.30
0074	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	21 TON	36.44	765.24
0075	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	500 TON	31.08	15,540.00
0076	6012000000-E	1610	SEDIMENT CONTROL STONE	462 TON	30.82	14,238.84
0077	6015000000-E	1615	TEMPORARY MULCHING	1 ACR	627.90	627.90
0078	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	30 LB	2.47	74.10
0079	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEED- ING	1 TON	918.75	918.75
0080	6024000000-E	1622	TEMPORARY SLOPE DRAINS	70 LF	16.96	1,187.20
0081	6029000000-E	SP	SAFETY FENCE	100 LF	1.46	146.00
0082	6030000000-E	1630	SILT EXCAVATION	1,100 CY	9.71	10,681.00
0083	6036000000-E	1631	MATTING FOR EROSION CONTROL	400 SY	1.55	620.00
0084	6037000000-E	SP	COIR FIBER MAT	100 SY	6.04	604.00
0085	6038000000-E	SP	PERMANENT SOIL REINFORCEMENT MAT	30 SY	6.56	196.80
0086	6042000000-E	1632	1/4" HARDWARE CLOTH	2,000 LF	3.93	7,860.00
0087	6045000000-E	SP	*** TEMPORARY PIPE (18")	150 LF	26.25	3,937.50
0088	6070000000-N	1639	SPECIAL STILLING BASINS	1 EA	199.50	199.50
0089	6071010000-E	SP	WATTLE	150 LF	6.25	937.50
0090	6071030000-E	1640	COIR FIBER BAFFLE	375 LF	4.98	1,867.50

## Contract Item Sheets For C202025

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0091	6071050000-E	SP	*** SKIMMER (1-1/2")	5 EA	1,312.50	6,562.50
0092	6084000000-E	1660	SEEDING & MULCHING	3 ACR	1,391.25	4,173.75
0093	6111000000-E	SP	IMPERVIOUS DIKE	400 LF	38.00	15,200.00
0094	6114500000-N	1667	SPECIALIZED HAND MOWING	20 MHR	23.10	462.00
0095	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	28 EA	231.00	6,468.00
0096	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (30 + 80 -L-)	Lump Sum LS	5,775.00	5,775.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$2,013,100.01

1056/Mar06/Q63091.5/D305533090000/E96

Contract No. C202025  
County Lincoln

Rev. 5-19-11

**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, 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**

Davis Grading, Inc.

Full name of Corporation

3404 W. Zion Church Rd, Shelby NC 28150

Address as Prequalified

Attest Mary D Walker  
Secretary/Assistant Secretary  
Select appropriate title

By Stephen C. Davis  
President/Vice President/Assistant Vice President  
Select appropriate title

Mary D. Walker

Print or type Signer's name

Stephen C. Davis

Print or type Signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

Subscribed and sworn to before me this the

15<sup>th</sup> day of March 2012.

Kathy H Davis

Signature of Notary Public

**NOTARY SEAL**

of Cleveland County

State of North Carolina

My Commission Expires: 7-23-2016

## 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.**     C202025

**County (ies):**   Lincoln

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION



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

3/22/12  
\_\_\_\_\_  
Date

Execution of Contract and Bonds  
Approved as to Form:



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

Contract No.  
County

**C202025**

Lincoln County

Rev 5-17-11

**CONTRACT PAYMENT BOND**

Date of Payment Bond Execution March 8,2012

Name of Principal Contractor Davis Grading, Inc.

Name of Surety: The Cincinnati Insurance Company

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

Amount of Bond: \$2,013,100.01

Contract ID No.: C202025

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.  
County

**C202025**

Lincoln

Rev 5-17-11

**CONTRACT PAYMENT BOND**

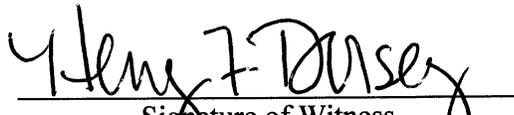
*Affix Seal of Surety Company*

**The Cincinnati Insurance Company**

Print or type Surety Company Name

By **Betty G. Byrd**

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

  
Signature of Attorney-in-Fact  
Signature of Witness

**Henry Dorsey**

Print or type Signer's name

**PO Box 816, Boiling Springs, NC 28017**

Address of Attorney-in-Fact

Contract No.  
County

C202025

Lincoln

Rev 5-17-11

**CONTRACT PAYMENT BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

**Davis Grading, Inc.**

Full name of Corporation

**3404 W. Zion Church Road, Shelby, NC 28150**

Address as prequalified

By Kathy H Davis  
Signature of ~~President~~ ~~Vice President~~ ~~Assistant Vice President~~  
Select appropriate title

**Kathy H. Davis**

Print or type Signer's name

*Affix Corporate Seal*

Attest

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

**Mary Walker**

Print or type Signer's name

THE CINCINNATI INSURANCE COMPANY

Fairfield, Ohio

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That THE CINCINNATI INSURANCE COMPANY, a corporation organized under the laws of the State of Ohio, and having its principal office in the City of Fairfield, Ohio, does hereby constitute and appoint

Maxwell B. Hamrick, Jr.; George F. Hamrick; Betty G. Byrd and/or Jane B. Norman

of Boling Springs, North Carolina its true and lawful Attorney(s)-in-Fact to sign, execute, seal and deliver on its behalf as Surety, and as its act and deed, any and all bonds, policies, undertakings, or other like instruments, as follows: Any such obligations in the United States, up to Ten Million and No/100 Dollars (\$10,000,000.00).

This appointment is made under and by authority of the following resolution passed by the Board of Directors of said Company at a meeting held in the principal office of the Company, a quorum being present and voting, on the 6th day of December, 1958, which resolution is still in effect:

"RESOLVED, that the President or any Vice President be hereby authorized, and empowered to appoint Attorneys-in-Fact of the Company to execute any and all bonds, policies, undertakings, or other like instruments on behalf of the Corporation, and may authorize any officer or any such Attorney-in-Fact to affix the corporate seal; and may with or without cause modify or revoke any such appointment or authority. Any such writings so executed by such Attorneys-in-Fact shall be binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company."

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company at a meeting duly called and held on the 7th day of December, 1973.

"RESOLVED, that the signature of the President or a Vice President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Secretary or Assistant Secretary and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power of certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certified by certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company."

IN WITNESS WHEREOF, THE CINCINNATI INSURANCE COMPANY has caused these presents to be sealed with its corporate seal, duly attested by its Vice President this 10th day of October, 2008.



THE CINCINNATI INSURANCE COMPANY

Thomas H. Kelly
Vice President

STATE OF OHIO ) ss:
COUNTY OF BUTLER )

On this 10th day of October, 2008, before me came the above-named Vice President of THE CINCINNATI INSURANCE COMPANY, to me personally known to be the officer described herein, and acknowledged that the seal affixed to the preceding instrument is the corporate seal of said Company and the corporate seal and the signature of the officer were duly affixed and subscribed to said instrument by the authority and direction of said corporation.



MARK J. HULLER, Attorney at Law
NOTARY PUBLIC - STATE OF OHIO
My commission has no expiration date. Section 147.03 O.R.C.

I, the undersigned Secretary or Assistant Secretary of THE CINCINNATI INSURANCE COMPANY, hereby certify that the above is a true and correct copy of the Original Power of Attorney issued by said Company, and do hereby further certify that the said Power of Attorney is still in full force and effect.

GIVEN under my hand and seal of said Company at Fairfield, Ohio, this 8th day of March, 2012



Gregory J. Schlemmer
Secretary

Contract No. **C202025**  
County Lincoln

Rev 5-17-11

**CONTRACT PERFORMANCE BOND**

Date of Performance Bond Execution: March 8, 2012  
Name of Principal Contractor: Davis Grading, Inc.  
Name of Surety: The Cincinnati Insurance Company  
Name of Contracting Body: North Carolina Department of Transportation  
Raleigh, North Carolina  
Amount of Bond: \$2,013,100.01  
Contract ID No.: C202025  
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.  
County

**C202025**

Lincoln

Rev 5-17-11

**CONTRACT PERFORMANCE BOND**

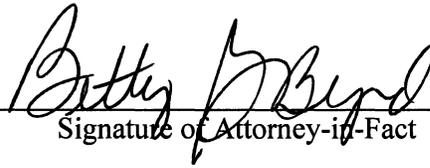
*Affix Seal of Surety Company*

**The Cincinnati Insurance Company**

Print or type Surety Company Name

By **Betty G. Byrd**

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



Signature of Attorney-in-Fact



Signature of Witness

**Henry Dorsey**

Print or type Signer's name

**PO Box 816, Boiling Springs, NC 28017**

Address of Attorney-in-Fact

Contract No.  
County

C202025

Lincoln

Rev 5-17-11

**CONTRACT PERFORMANCE BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

**Davis Grading, Inc.**

Full name of Corporation

**3404 W. Zion Church Road, Shelby, NC 28150**

Address as prequalified

By Kathy H Davis  
Signature of President ~~Vice President, Assistant Vice President~~  
*Select appropriate title*

**Kathy H. Davis**

Print or type Signer's name

*Affix Corporate Seal*

Attest Mary D Walker  
Signature of Secretary, ~~Assistant Secretary~~  
*Select appropriate title*

**Mary D. Walker**

Print or type Signer's name

THE CINCINNATI INSURANCE COMPANY

Fairfield, Ohio

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That THE CINCINNATI INSURANCE COMPANY, a corporation organized under the laws of the State of Ohio, and having its principal office in the City of Fairfield, Ohio, does hereby constitute and appoint

Maxwell B. Hamrick, Jr.; George F. Hamrick; Betty G. Byrd and/or Jane B. Norman

of Boling Springs, North Carolina its true and lawful Attorney(s)-in-Fact to sign, execute, seal and deliver on its behalf as Surety, and as its act and deed, any and all bonds, policies, undertakings, or other like instruments, as follows:

Any such obligations in the United States, up to Ten Million and No/100 Dollars (\$10,000,000.00).

This appointment is made under and by authority of the following resolution passed by the Board of Directors of said Company at a meeting held in the principal office of the Company, a quorum being present and voting, on the 6th day of December, 1958, which resolution is still in effect:

"RESOLVED, that the President or any Vice President be hereby authorized, and empowered to appoint Attorneys-in-Fact of the Company to execute any and all bonds, policies, undertakings, or other like instruments on behalf of the Corporation, and may authorize any officer or any such Attorney-in-Fact to affix the corporate seal; and may with or without cause modify or revoke any such appointment or authority. Any such writings so executed by such Attorneys-in-Fact shall be binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company."

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company at a meeting duly called and held on the 7th day of December, 1973.

"RESOLVED, that the signature of the President or a Vice President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Secretary or Assistant Secretary and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power of certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certified by certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company."

IN WITNESS WHEREOF, THE CINCINNATI INSURANCE COMPANY has caused these presents to be sealed with its corporate seal, duly attested by its Vice President this 10th day of October, 2008.



STATE OF OHIO ) ss:
COUNTY OF BUTLER )

THE CINCINNATI INSURANCE COMPANY

Thomas H. Kelly
Vice President

On this 10th day of October, 2008, before me came the above-named Vice President of THE CINCINNATI INSURANCE COMPANY, to me personally known to be the officer described herein, and acknowledged that the seal affixed to the preceding instrument is the corporate seal of said Company and the corporate seal and the signature of the officer were duly affixed and subscribed to said instrument by the authority and direction of said corporation.



Mark J. Huller
MARK J. HULLER, Attorney at Law
NOTARY PUBLIC - STATE OF OHIO

My commission has no expiration date. Section 147.03 O.R.C.

I, the undersigned Secretary or Assistant Secretary of THE CINCINNATI INSURANCE COMPANY, hereby certify that the above is a true and correct copy of the Original Power of Attorney issued by said Company, and do hereby further certify that the said Power of Attorney is still in full force and effect.

GIVEN under my hand and seal of said Company at Fairfield, Ohio, this 8th day of March, 2012



Guy J. Schlemmer
Secretary