

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

C203066

CONTRACT AND  
CONTRACT BONDS

FOR CONTRACT NO. C203066

WBS 7CR.20681.27 STATE FUNDED

COUNTY OF ORANGE  
THIS IS THE ROADWAY CONTRACT  
ROUTE NUMBER \_\_\_\_\_ LENGTH 14.929 MILES  
LOCATION 9 SECTIONS OF SECONDARY ROADS.

CONTRACTOR CAROLINA SUNROCK LLC  
ADDRESS 200 HORIZON DRIVE SUITE 100  
RALEIGH, NC 27615

BIDS OPENED MAY 15, 2012  
CONTRACT EXECUTION JUL 02 2012

**Vendor 1 of 7: CAROLINA SUNROCK LLC (11163)  
Call Order 014 (Proposal: C203066)**

**Bid Information**

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**County:** ORANGE  
**Address:**  
**Signature Check:** Gregg\_Bowler\_11163  
**Time Bid Received:** May 15, 2012 11:21 AM  
**Amendment Count:** 0

**Bid Checksum:** D3FE8089  
**Bid Total:** \$1,571,409.41 ✓  
**Items Total:** \$1,571,409.41 ✓  
**Time Total:** \$0.00

**Bidding Errors:**  
None.

MBE GOAL SET	4.0
MBE GOAL MET	4.0
WBE GOAL SET	4.0
WBE GOAL MET	4.0

Vendor 1 of 7: CAROLINA SUNROCK LLC (11163)  
Call Order 014 (Proposal: C203066)

**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> SNC12929808	<b>Agency Execution Date:</b> 5/11/2012 10
<b>Paid by Check:</b> No	<b>Surety Name:</b> surety2000
<b>Bond Percent:</b> 5%	<b>Bond Agency Name:</b> Liberty Mutual Insurance Company

Vendor 11163's Bid Information for Call 014, Letting L120515, 05/15/12

Carolina Sunrock LLC (11163)  
Call Order 014 (Proposal ID C203066)

LIST OF MBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT
7624	MB KENNETH L HOWARD DBA KL HOWARD 4037 LYN STREET , OXFORD, NC 27565		Sub 64,440.00 C
TOTAL:			\$64,440.00 ✓ arm 4.10%

Vendor 11163's Bid Information for Call 014, Letting L120515, 05/15/12

Carolina Sunrock LLC (11163)  
Call Order 014 (Proposal ID C203066)

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT
8522	WB MAYO TRANSPORT INC 1373 HIGH PLAINS RD , ROXBORO, NC 27574		Sub 64,440.00 C
TOTAL:			\$64,440.00 ✓ arm 4.10%

Vendor 11163's Bid Information for Call 014, Letting L120515, 05/15/12

Carolina Sunrock LLC (11163)  
Call Order 014 (Proposal ID C203066)

Miscellaneous Data Info - Contractor Responses:  
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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: SNC12929808  
Surety Registry Agency: surety2000  
Verified?: Yes  
Surety Agency: Liberty Mutual Insurance Company  
Bond Execution Date: 5/11/2012 10  
Bond Amount: \$78,570.47 (Five Percent of Bid)

Contract ID: C203066 Project(s): STATE FUNDED  
 Letting Date: 05-15-12 Call Order: 014  
 Bidder: 11163 - Carolina Sunrock LLC

Line No.	Item Description	Approx. Quantity and Units	Unit Price Dollars   Cts	Bid Amount Dollars   Ct
Section 0001 ROADWAY ITEMS				
Alt Group				
0001	0000100000-N MOBILIZATIO N	LUMP	LUMP	19,975.00
0002	1220000000-E INCIDENTAL STONE BASE	1,202.000 TON	40.00000	48,080.00
0003	1330000000-E INCIDENTAL MILLING	5,410.000 SY	6.75000	36,517.50
0004	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	14,784.000 TON	31.50000	465,696.00
0005	1575000000-E ASPHALT BINDER FOR PLANT MIX	992.000 TON	730.00000	724,160.00
0006	1775000000-E ASPHALT SURFACE TREATMENT, MATCOAT, #78M STONE	116,241.000 SY	1.04000	120,890.64
0007	1839000000-E GENERIC PAVING ITEM ASPHALT SURFACE TREATMENT, MAT COAT, #67 STONE	67,376.000 SY	1.13000	76,134.88
0008	2830000000-N ADJUSTMENT OF MANHOLES	6.000 EA	800.00000	4,800.00
0009	2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES	2.000 EA	800.00000	1,600.00
0010	4685000000-E THERMOPLAST IC PAVEMENT MARKINGLINES (4", 90 MILS)	10,620.000 LF	0.56000	5,947.20

Dept of Transportation

Revised:

Contract ID: C203066

Project(s): STATE FUNDED

Letting Date: 05-15-12 Call Order: 014

Bidder: 11163 - Carolina Sunrock LLC

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	11,775.000 LF	0.64000		7,536.00	
0012	4690000000-E THERMOPLAST IC PAVEMENT MARKING LINES (6", 120 MILS)	256.000 LF	2.00000		512.00	
0013	4695000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 90 MILS)	170.000 LF	2.25000		382.50	
0014	4705000000-E THERMOPLAST IC PAVEMENT MARKING LINES (16", 120 MILS)	300.000 LF	3.00000		900.00	
0015	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	260.000 LF	4.00000		1,040.00	
0016	4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS)	12.000 EA	70.00000		840.00	
0017	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	6.000 EA	75.00000		450.00	
0018	4810000000-E PAINT PAVEMENT MARKING LINES (4")	565,641.000 LF	0.09000		50,907.69	
0019	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	1,440.000 EA	3.50000		5,040.00	
	Section 0001 Total				1,571,409.41	
	Bid Total				1,571,409.41	

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.

MBE COMMITMENT ITEMS

PROPOSAL: C203066  
LETTING: L120515 CALL: 014  
VENDOR: 11163 Carolina Sunrock LLC

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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MBE SUBCONTRACTOR: 7624 KENNETH L HOWARD DBA KL HOWARD TRUCKING  
Will Use Quote: Yes

0004	1525000000-E	ASP CONC SUR	TON	7200.000	8.95000	64440.00
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MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						64,440.00 <sup>C</sup>
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✓ am

TOTAL MBE COMMITMENT FOR VENDOR:	Entered:	4.10% or	64440.00
	Required:	4.00% or	62856.38
			<GOAL MET>

WBE COMMITMENT ITEMS

PROPOSAL: C203066  
LETTING: L120515 CALL: 014  
VENDOR: 11163 Carolina Sunrock LLC

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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WBE SUBCONTRACTOR: 8522 MAYO TRANSPORT INC  
Will Use Quote: Yes

0004	1525000000-E	ASP CONC SUR	TON	7200.000	8.95000	64440.00
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WBE COMMITMENT TOTAL FOR SUBCONTRACTOR:

64,440.00<sup>C</sup>

✓ am

TOTAL WBE COMMITMENT FOR VENDOR:

Entered:	4.10% or	64440.00
Required:	4.00% or	62856.38
		<GOAL MET>

## Contract Item Sheets For C203066

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	19,975.00	19,975.00
0002	1220000000-E	545	INCIDENTAL STONE BASE	1,202 TON	40.00	48,080.00
0003	1330000000-E	607	INCIDENTAL MILLING	5,410 SY	6.75	36,517.50
0004	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	14,784 TON	31.50	465,696.00
0005	1575000000-E	620	ASPHALT BINDER FOR PLANT MIX	992 TON	730.00	724,160.00
0006	1775000000-E	660	ASPHALT SURFACE TREATMENT, MAT COAT, #78M STONE	116,241 SY	1.04	120,890.64
0007	1839000000-E	660	GENERIC PAVING ITEM ASPHALT SURFACE TREATMENT, MAT COAT, #67 STONE	67,376 SY	1.13	76,134.88
0008	2830000000-N	858	ADJUSTMENT OF MANHOLES	6 EA	800.00	4,800.00
0009	2845000000-N	858	ADJUSTMENT OF METER BOXES OR VALVE BOXES	2 EA	800.00	1,600.00
0010	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	10,620 LF	0.56	5,947.20
0011	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	11,775 LF	0.64	7,536.00
0012	4690000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (6", 120 MILS)	256 LF	2.00	512.00
0013	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	170 LF	2.25	382.50
0014	4705000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (16", 120 MILS)	300 LF	3.00	900.00
0015	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	260 LF	4.00	1,040.00
0016	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	12 EA	70.00	840.00
0017	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	6 EA	75.00	450.00

Contract Item Sheets For C203066

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0018	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	565,641 LF	0.09	50,907.69
0019	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	1,440 EA	3.50	5,040.00
<b>TOTAL AMOUNT OF BID FOR ENTIRE PROJECT</b>						<b>\$1,571,409.41</b>

1154/Jun04/Q796494/D62266100000/E19



Contract No. C203066  
County ORANGE

Rev. 5-19-11

**EXECUTION OF CONTRACT  
NON-COLLUSION AFFIDAVIT, DEBARMENT CERTIFICATION AND GIFT BAN CERTIFICATION  
LIMITED LIABILITY COMPANY**

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**

CAROLINA SUNROCK, LLC  
Full Name of Firm

200 HORIZON DRIVE, RALEIGH, NC 27615  
Address as Prequalified

Robin M Johnson  
Signature of Witness

[Signature] CFO  
Signature of Member/Manager/Authorized Agent  
Select appropriate title

ROBIN M JOHNSON  
Print or type Signer's name

Gregg W Bowler  
Print or type Signer's Name

**AFFIDAVIT MUST BE NOTARIZED**

Subscribed and sworn to before me this the

27<sup>th</sup> day of June 20  

Cynthia L. Hallberg  
Signature of Notary Public

of Wake County

State of North Carolina

My Commission Expires: 3-16-2015

**NOTARY SEAL**

CYNTHIA L. HALLBERG  
NOTARY PUBLIC  
WAKE COUNTY, NC  
My Commission Expires 3-16-2015

**Contract No.**     C203066

**County (ies):**    Orange

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION

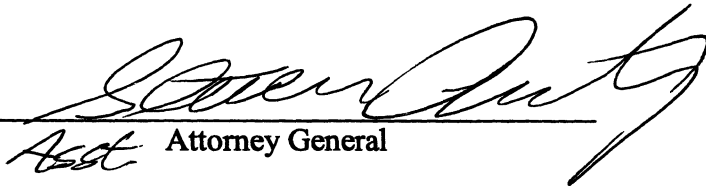


\_\_\_\_\_  
Contract Officer



\_\_\_\_\_  
Date

Execution of Contract and Bonds  
Approved as to Form:



\_\_\_\_\_  
Asst. Attorney General

Bond No. 018028528

Contract No. C203066  
County Orange

Rev 5-17-11

### CONTRACT PAYMENT BOND

Date of Payment Bond Execution June 12, 2012

Name of Principal Contractor Carolina Sunrock, LLC

Name of Surety: Liberty Mutual Insurance Company

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

Amount of Bond: \$1,571,409.41 One Million Five Hundred Seventy One  
Thousand Four Hundred Nine Dollars and 41/100

Contract ID No.: C203066

County Name: Orange

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. C203066  
County Orange


Rev 5-17-11

**CONTRACT PAYMENT BOND**

*Affix Seal of Surety Company*

Liberty Mutual Insurance Company  
Print or type Surety Company Name

By Phoebe C. Honeycutt, Attorney-in-Fact  
Print, stamp or type name of Attorney-in-Fact

  
Signature of Attorney-in-Fact

  
Signature of Witness

Kitara A. Smith  
Print or type Signer's name

4309 Emperor Blvd., Ste. 300  
Durham, NC 27703  
Address of Attorney-in-Fact

Contract No.  
County

C-2030610  
Orange

Rev 5-17-11

**CONTRACT PAYMENT BOND**

**LIMITED LIABILITY COMPANY**

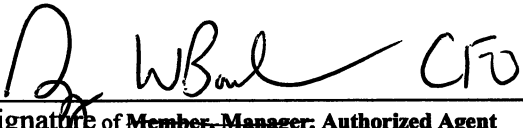
SIGNATURE OF CONTRACTOR (Principal)

Name of Contractor

Carolina Suncoast LLC  
Full name of Firm

200 Horizon Drive, S-102, Raleigh, NC 27615  
Address as prequalified

By:

 CFO  
Signature of Member, Manager, Authorized Agent  
Select appropriate title

Greg W. Bowler  
Print or type Signer's name

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

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

5370833

Certificate No. \_\_\_\_\_

American Fire and Casualty Company  
The Ohio Casualty Insurance Company  
West American Insurance Company

Liberty Mutual Insurance Company  
Peerless Insurance Company

**POWER OF ATTORNEY**

KNOWN ALL PERSONS BY THESE PRESENTS: That American Fire & Casualty Company and The Ohio Casualty Insurance Company are corporations duly organized under the laws of the State of Ohio, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, that Peerless Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, **PHOEBE C. HONEYCUTT, KENNETH J. PEEPLES, KITARA A. SMITH, HEATHER KENNEDY, NEIL BILLER, BOBBI D. PENDLETON, CAMILLE SMITH,** .....

all of the city of DURHAM, state of NORTH CAROLINA 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 pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 8th day of May, 2012.



American Fire and Casualty Company  
The Ohio Casualty Insurance Company  
Liberty Mutual Insurance Company  
Peerless Insurance Company  
West American Insurance Company

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

STATE OF WASHINGTON ss  
COUNTY OF KING

On this 8th day of May, 2012, before me personally appeared Gregory W. Davenport, who acknowledged himself to be the Assistant Secretary of American Fire and Casualty Company, Liberty Mutual Insurance Company, The Ohio Casualty Insurance Company, Peerless Insurance Company and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Seattle, Washington, on the day and year first above written.



By: *KD Riley*  
KD Riley, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, West American Insurance Company and Peerless Insurance Company, which resolutions are now in full force and effect reading as follows:

**ARTICLE IV – OFFICERS** – Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation 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 Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

**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.

**Certificate of Designation** – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes Gregory W. Davenport, Assistant Secretary to appoint such attorney-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

**Authorization** – By unanimous consent of the Company's Board of Directors, the Company consents that 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.

I, David M. Carey, the undersigned, Assistant Secretary, of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, West American Insurance Company and Peerless Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 12 day of June, 2012.



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

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

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

Contract No. C203066  
County Orange

**CONTRACT PERFORMANCE BOND**

Date of Performance Bond Execution: June 12, 2012  
Name of Principal Contractor: Carolina Sunrock, LLC  
Name of Surety: Liberty Mutual Insurance Company  
Name of Contracting Body: North Carolina Department of Transportation  
Raleigh, North Carolina  
Amount of Bond: \$1,571,409.41 One Million Five Hundred Seventy One  
Thousand Four Hundred Nine Dollars and 41/100  
Contract ID No.: C203066  
County Name: Orange

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. C203066  
County Orange

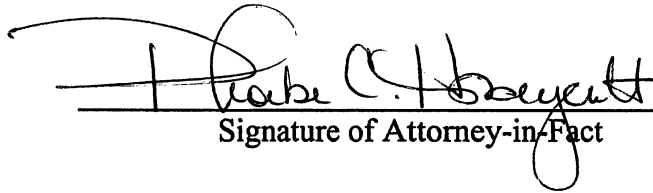
Rev 5-17-11


**CONTRACT PERFORMANCE BOND**

*Affix Seal of Surety Company*

Liberty Mutual Insurance Company  
Print or type Surety Company Name

By Phoebe C. Honeycutt, Attorney-in-Fact  
Print, stamp or type name of Attorney-in-Fact

  
Signature of Attorney-in-Fact

  
Signature of Witness

Kitara A. Smith  
Print or type Signer's name

4309 Emperor Blvd., Ste. 300  
Durham, NC 27703  
Address of Attorney-in-Fact

Contract No. C203066  
County Orange

Rev 5-17-11

**CONTRACT PERFORMANCE BOND**

**LIMITED LIABILITY COMPANY**

SIGNATURE OF CONTRACTOR (Principal)

Name of Contractor Carolina Senrock LLC  
Full name of Firm

200 Horizon Drive, Suite 100, Raleigh, NC 27615  
Address as prequalified

By:  CFO  
Signature of **Member, Manager, Authorized Agent**  
*Select appropriate title*

Gregg W. Bowler  
Print or type Signer's name

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

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

5370832

Certificate No. \_\_\_\_\_

American Fire and Casualty Company  
The Ohio Casualty Insurance Company  
West American Insurance Company  
Liberty Mutual Insurance Company  
Peerless Insurance Company

**POWER OF ATTORNEY**

KNOWN ALL PERSONS BY THESE PRESENTS: That American Fire & Casualty Company and The Ohio Casualty Insurance Company are corporations duly organized under the laws of the State of Ohio, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, that Peerless Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, **PHOEBE C. HONEYCUTT, KENNETH J. PEEPLES, KITARA A. SMITH, HEATHER KENNEDY, NEIL BILLER, BOBBI D. PENDLETON, CAMILLE SMITH,** .....

all of the city of DURHAM, state of NORTH CAROLINA 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 pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 8th day of May, 2012.



American Fire and Casualty Company  
The Ohio Casualty Insurance Company  
Liberty Mutual Insurance Company  
Peerless Insurance Company  
West American Insurance Company  
By: Gregory W. Davenport  
Gregory W. Davenport, Assistant Secretary

STATE OF WASHINGTON ss  
COUNTY OF KING

On this 8th day of May, 2012, before me personally appeared Gregory W. Davenport, who acknowledged himself to be the Assistant Secretary of American Fire and Casualty Company, Liberty Mutual Insurance Company, The Ohio Casualty Insurance Company, Peerless Insurance Company and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Seattle, Washington, on the day and year first above written.



By: KD Riley  
KD Riley, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, West American Insurance Company and Peerless Insurance Company, which resolutions are now in full force and effect reading as follows:

**ARTICLE IV – OFFICERS** – Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation 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 Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

**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.

**Certificate of Designation** – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes Gregory W. Davenport, Assistant Secretary to appoint such attorney-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

**Authorization** – By unanimous consent of the Company's Board of Directors, the Company consents that 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.

I, David M. Carey, the undersigned, Assistant Secretary, of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, West American Insurance Company and Peerless Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 12 day of June, 2012.



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

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

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