

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

C201729

CONTRACT AND  
CONTRACT BONDS  
FOR CONTRACT NO. C201729

WBS 33237.3.1 BRZ-1155(2)

T.I.P NO. B-3697

COUNTY OF RUTHERFORD  
THIS IS THE ROADWAY & STRUCTURE CONTRACT  
ROUTE NUMBER SR 1155 LENGTH 0.223 MILES  
LOCATION BRIDGE OVER BROAD RIVER AND APPROACHES ON SR-1155.

CONTRACTOR CROWDER CONSTRUCTION CO.  
ADDRESS P.O. BOX 30292  
CHARLOTTE, NC 28230

BIDS OPENED FEBRUARY 19, 2008  
CONTRACT EXECUTION MAR 24 2008

**Crowder Construction Company (3685).**

**Vendor 4 of 6 Vendors for Call Order 022 (Proposal ID C201729).**

County: RUTHERFORD

Address:

Signature Check: This bid has been properly signed by Caney\_Edward\_Tucker\_3685.

Time Bid Received: Tue Feb 19 13:57:30 2008

Bid Checksum: 5411EA2D

Amendment Count: 0

Bidding Errors: No bidding errors

Bid Total: \$1,761,811.75 ✓

Bond ID: SNC08127202

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$88,090.59

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 2/12/2008 3:47:44 PM

Surety Name: Liberty Mutual Insurance Company

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

*DBE GOAL SET - 6.0 %  
DBE GOAL MET - 6.3 %*

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
3230	HIATT & MASON ENTERPRISES, INC POST OFFICE BOX 1378 , MOUNT AIRY, NC 27030		Sub	67,169.59
3145	WATTS BARRIER WALLS 55 MUSCADINE LANE , MOUNTVILLE, SC 29370		Sub	16,835.52
4349	J. D. RAFFALDT, INC. 1107 ROBIN HOOD LANE , KANNAPOLIS, NC 28081		Sub	27,741.03
			TOTAL:	\$111,746.14 6.34%

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	

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

BondID: SNC08127202  
 Surety Registry Agency: surety2000  
 Verified?: Yes  
 Surety Agency: Liberty Mutual Insurance Company  
 Bond Execution Date: 2/12/2008 3:47:44 PM  
 Bond Amount: \$88,090.59 (Five Percent of Bid)

State of NC  
Dept of Transportation

Date: 01-22-08  
Revised:

Contract ID: C201729  
Letting Date: 02-19-08 Call Order: 022  
Bidder: 3685 - Crowder Construction Company

Project(s): BRZ-1155(2)

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 ROADWAY ITEMS						
0001	0000100000-N MOBILIZATION	LUMP	LUMP			37,508.00
0002	0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (16+92.50 -L-)	LUMP	LUMP			16,574.00
0003	0043000000-N GRADING	LUMP	LUMP			94,367.00
0004	0050000000-E SUPPLEMENTARY CLEARING & GRUB-BING	ACR	1.000	4,751.00000		4,751.00
0005	0057000000-E UNDERCUT EXCAVATION	CY	1,400.000	7.00000		9,800.00
0006	0080000000-E CLASS IV SUBGRADE STABILIZATION	TON	325.000	27.00000		8,775.00
0007	0134000000-E DRAINAGE DITCH EXCAVATION	CY	76.000	10.00000		760.00
0008	0141000000-E BERM DITCH CONSTRUCTION	LF	215.000	4.00000		860.00
0009	0195000000-E SELECT GRANULAR MATERIAL	CY	500.000	25.00000		12,500.00
0010	0196000000-E FABRIC FOR SOIL STABILIZATION	SY	500.000	5.00000		2,500.00
0011	0318000000-E FOUNDATION CONDITIONING MATERIAL, MINOR STRS	TON	70.000	40.00000		2,800.00

State of NC  
Dept of Transportation

Date: 01-22-08  
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Contract ID: C201729  
Letting Date: 02-19-08 Call Order: 022  
Bidder: 3685 - Crowder Construction Company

Project(s): BRZ-1155(2)

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	0372000000-E 18" RC PIPE CULVERTS, CLASS III	LF 68.000	29.00000		1,972.00	
0013	0708000000-E 15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	LF 192.000	25.00000		4,800.00	
0014	0714000000-E 18" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	LF 72.000	29.00000		2,088.00	
0015	0806000000-E 15" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	EA 4.000	276.00000		1,104.00	
0016	0807000000-E 18" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	EA 2.000	320.00000		640.00	
0017	1121000000-E AGGREGATE BASE COURSE	TON 1,056.000	33.00000		34,848.00	
0018	1220000000-E INCIDENTAL STONE BASE	TON 25.000	39.00000		975.00	
0019	1275000000-E PRIME COAT	GAL 750.000	3.00000		2,250.00	
0020	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	TON 45.000	177.00000		7,965.00	
0021	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	TON 340.000	114.00000		38,760.00	
0022	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	TON 25.000	566.00000		14,150.00	
0023	1693000000-E ASPHALT PLANT MIX, PAVEMENT REPAIR	TON 25.000	193.00000		4,825.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	2000000000-N RIGHT OF WAY MARKERS	EA 24.000	287.00000		6,888.00	
0025	2022000000-E SUBDRAIN EXCAVATION	CY 67.200	27.00000		1,814.40	
0026	2033000000-E SUBDRAIN FINE AGGREGATE	CY 50.400	39.00000		1,965.60	
0027	2044000000-E 6" PERFORATED SUBDRAIN PIPE	LF 300.000	20.00000		6,000.00	
0028	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	EA 9.000	55.00000		495.00	
0029	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	EA 1.000	304.00000		304.00	
0030	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	LF 6.000	17.00000		102.00	
0031	2286000000-N MASONRY DRAINAGE STRUCTURES	EA 5.000	1,077.00000		5,385.00	
0032	2354200000-N FRAME WITH GRATE, STD 840.24	EA 4.000	387.00000		1,548.00	
0033	2355000000-N FRAME WITH GRATE, STD 840.29	EA 1.000	442.00000		442.00	
0034	2556000000-E SHOULDER BERM GUTTER	LF 50.000	35.00000		1,750.00	
0035	2619000000-E 4" CONCRETE PAVED DITCH	SY 22.000	39.00000		858.00	

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Project(s): BRZ-1155(2)

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0036	3030000000-E STEEL BM GUARDRAIL	200.000 LF	15.00000		3,000.00	
0037	3150000000-N ADDITIONAL GUARDRAIL POSTS	5.000 EA	11.00000		55.00	
0038	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	2.000 EA	1,878.00000		3,756.00	
0039	3285000000-N GUARDRAIL ANCHOR UNITS, TYPE M-350	2.000 EA	1,326.00000		2,652.00	
0040	3317000000-N GUARDRAIL ANCHOR UNITS, TYPE B-77	4.000 EA	1,326.00000		5,304.00	
0041	3628000000-E RIP RAP, CLASS I	15.000 TON	35.00000		525.00	
0042	3649000000-E RIP RAP, CLASS B	35.000 TON	35.00000		1,225.00	
0043	3656000000-E FILTER FABRIC FOR DRAINAGE	395.000 SY	2.00000		790.00	
0044	4400000000-E WORK ZONE SIGNS (STATIONARY)	225.000 SF	5.00000		1,125.00	
0045	4405000000-E WORK ZONE SIGNS (PORTABLE)	96.000 SF	6.00000		576.00	
0046	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	58.000 SF	6.00000		348.00	
0047	4430000000-N DRUMS	80.000 EA	36.00000		2,880.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0048	4435000000-N CONES	EA 25.000	19.00000		475.00	
0049	4445000000-E BARRICADES (TYPE III)	LF 100.000	30.00000		3,000.00	
0050	4455000000-N FLAGGER	MD 100.000	167.00000		16,700.00	
0051	4810000000-E PAINT PAVEMENT MARKING LINES (4")	LF 14,100.000	0.43000		6,063.00	
0052	6000000000-E TEMPORARY SILT FENCE	LF 1,010.000	3.00000		3,030.00	
0053	6006000000-E STONE FOR EROSION CONTROL, CLASS A	TON 175.000	39.00000		6,825.00	
0054	6009000000-E STONE FOR EROSION CONTROL, CLASS B	TON 385.000	35.00000		13,475.00	
0055	6012000000-E SEDIMENT CONTROL STONE	TON 275.000	33.00000		9,075.00	
0056	6015000000-E TEMPORARY MULCHING	ACR 1.500	1,326.00000		1,989.00	
0057	6018000000-E SEED FOR TEMPORARY SEEDING	LB 50.000	13.00000		650.00	
0058	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	TON 0.250	4,420.00000		1,105.00	
0059	6024000000-E TEMPORARY SLOPE DRAINS	LF 45.000	11.00000		495.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0060	6027000000-N INLET PROTECTION AT TEMPORARY SLOPE DRAINS	EA 1.000	304.00000		304.00	
0061	6029000000-E SAFETY FENCE	LF 250.000	2.00000		500.00	
0062	6030000000-E SILT EXCAVATION	CY 1,460.000	6.00000		8,760.00	
0063	6036000000-E MATTING FOR EROSION CONTROL	SY 1,500.000	2.15000		3,225.00	
0064	6038000000-E PERMANENT SOIL REINFORCEMENT MAT	SY 385.000	7.00000		2,695.00	
0065	6070000000-N SPECIAL STILLING BASINS	EA 4.000	1,215.00000		4,860.00	
0066	6071030000-E COIR FIBER BAFFLES	LF 330.000	6.00000		1,980.00	
0067	6084000000-E SEEDING & MULCHING	ACR 2.000	2,094.00000		4,188.00	
0068	6087000000-E MOWING	ACR 1.000	221.00000		221.00	
0069	6090000000-E SEED FOR REPAIR SEEDING	LB 50.000	17.00000		850.00	
0070	6093000000-E FERTILIZER FOR REPAIR SEEDING	TON 0.250	4,972.00000		1,243.00	
0071	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	LB 50.000	9.00000		450.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0072	6108000000-E FERTILIZER TOPDRESSING	1.500 TON	1,326.00000		1,989.00	
0073	6114000000-N SPECIALIZED HAND MOWING	2.000 HR	83.00000		166.00	
0074	6117000000-N RESPONSE FOR EROSION CONTROL	27.000 EA	331.00000		8,937.00	
0075	6123000000-E REFORESTATI ON	0.200 ACR	3,315.00000		663.00	
0076 AA1	0366000000-E 15" RC PIPE CULVERTS, CLASS III	328.000 LF	29.00000		9,512.00	
0077 AA1	0528000000-E ***" RC PIPE ELBOWS, CLASS III (15")	1.000 EA	387.00000		387.00	
0078 AA2	0536000000-E ****" HDPE PIPE CULVERTS (15")	328.000 LF				
0079 AA2	0992000000-E GENERIC PIPE ITEM 15" HDPE PIPE ELBOW 00	1.000 EA				
0080 AA3	0540000000-E ****" ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, ****" THICK (15", 0.064")	328.000 LF				
0081 AA3	0992000000-E GENERIC PIPE ITEM 15" ALUM CORR STL PIPE ELBOW	1.000 EA				
	Section 0001 Total				469,172.00	
Section 0004		STRUCTURE ITEMS				

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Bidder: 3685 - Crowder Construction Company

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0082	8017000000-N CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (16+92.50-L-)	LUMP	LUMP			27,623.00
0083	8021000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (16+92.50-L-)	LUMP	LUMP			33,148.00
0084	8105500000-E ***'-***" DIA DRILLED PIERS IN SOIL (4'-6")	LF	29.000	1,105.00000		32,045.00
0085	8105600000-E ***'-***" DIA DRILLED PIERS NOT IN SOIL (4'-6")	LF	19.000	1,657.00000		31,483.00
0086	8111000000-E PERMANENT STEEL CASING FOR ***'-***" DIA DRILLED PIER (4'-6")	LF	32.000	442.00000		14,144.00
0087	8113000000-N SID INSPECTION	EA	1.000	221.00000		221.00
0088	8115000000-N CROSSHOLE SONIC LOGGING	EA	1.000	1,989.00000		1,989.00
0089	8147000000-E REINFORCED CONCRETE DECK SLAB	SF	9,533.000	22.00000		209,726.00
0090	8161000000-E GROOVING BRIDGE FLOORS	SF	8,497.000	1.00000		8,497.00
0091	8182000000-E CLASS A CONCRETE (BRIDGE)	CY	74.900	994.00000		74,450.60
0092	8210000000-N BRIDGE APPROACH SLABS, STATION***** (16+92.50-L-)	LUMP	LUMP			16,574.00

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Bidder: 3685 - Crowder Construction Company

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0093	8217000000-E REINFORCING STEEL (BRIDGE)	15,784.000 LB	2.00000		31,568.00	
0094	8238000000-E SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	2,349.000 LB	2.00000		4,698.00	
0095	8280000000-E APPROX ..... LBS STRUCTURALSTEEL	LUMP	LUMP		684,255.00	
0096	8364000000-E HP12X53 STEEL PILES	430.000 LF	66.00000		28,380.00	
0097	8503000000-E CONCRETE BARRIER RAIL	556.730 LF	55.00000		30,620.15	
0098	8608000000-E RIP RAP CLASS II (2'-0" THICK)	577.000 TON	55.00000		31,735.00	
0099	8622000000-E FILTER FABRIC FOR DRAINAGE	643.000 SY	6.00000		3,858.00	
0100	8650000000-N POT BEARINGS	LUMP	LUMP		22,099.00	
0101	8692000000-N EVAZOTE JOINT SEALS	LUMP	LUMP		5,525.00	
0102	8860000000-N GENERIC STRUCTURE ITEM DISPOSAL OF THE TRUSS	LUMP	LUMP		1.00	
Section 0004 Total						1,292,639.75
Bid Total						1,761,811.75

NON-COLLUSION AND DEBARMENT CERTIFICATION

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

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

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

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

Explanation:  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED

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

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

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

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

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

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	

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.

Fuel Price Adjustment Opt-Out Clause

Bidders have the option to accept or reject Fuel Price Adjustments in accordance with the requirements of Article 109-8 Fuel Price Adjustments and the provisions in the contract. To indicate the choice, the bidder shall enter an X in one of the blocks below.

The bidder will not be permitted to change the option after the bid is accepted.

Enter X in one box only:

X Yes, the bidder accepts fuel price adjustments for this project in accordance with Article 109-8.

No, the bidder declines fuel price adjustments for this project.

In the event the bidder does not enter an X in either box, the bidder will receive fuel adjustments for the items shown in the contract.

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
DBE COMMITMENT ITEMS

DATE: 01-22-08  
PAGE: 13

PROPOSAL: C201729  
LETTING: L080219 CALL: 022  
VENDOR: 3685 Crowder Construction Company

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE SUBCONTRACTOR: 3230 HIATT & MASON ENTERPRISES, INC						
Will Use Quote: Yes						
0097	8503000000-E	CONCRETE BAR LF		556.730	10.97000	6107.33
0094	8238000000-E	SPIRAL COL R LB		2349.000	1.19000	2795.31
0093	8217000000-E	REINF STEEL LB		15784.000	0.57000	8996.88
0092	8210000000-N	BRG APPR SLA LS		1.000	3607.00000	3607.00
0089	8147000000-E	REINF CONCRE SF		9533.000	4.79000	45663.07

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 67,169.59  
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor ) 67,169.59 ✓

DBE SUBCONTRACTOR: 3145 WATTS BARRIER WALLS  
Will Use Quote: Yes

0097	8503000000-E	CONCRETE BAR LF		556.730	30.24000	16835.52
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						16,835.52
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						16,835.52 ✓

DBE SUBCONTRACTOR: 4349 J. D. RAFFALDT, INC.  
Will Use Quote: Yes

0089	8147000000-E	REINF CONCRE SF		9533.000	2.91000	27741.03
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						27,741.03
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						27,741.03 ✓

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 6.34% or 111746.14  
Required: 6.00% or 105708.71  
<GOAL MET>

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	37,508.00	37,508.00
0002	0029000000-N	SP	REINFORCED BRIDGE APPROACH FILL, STATION ***** (16+92.50 -L-)	Lump Sum LS	16,574.00	16,574.00
0003	0043000000-N	226	GRADING	Lump Sum LS	94,367.00	94,367.00
0004	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	4,751.00	4,751.00
0005	0057000000-E	226	UNDERCUT EXCAVATION	1,400 CY	7.00	9,800.00
0006	0080000000-E	SP	CLASS IV SUBGRADE STABILIZA- TION	325 TON	27.00	8,775.00
0007	0134000000-E	240	DRAINAGE DITCH EXCAVATION	76 CY	10.00	760.00
0008	0141000000-E	240	BERM DITCH CONSTRUCTION	215 LF	4.00	860.00
0009	0195000000-E	265	SELECT GRANULAR MATERIAL	500 CY	25.00	12,500.00
0010	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	500 SY	5.00	2,500.00
0011	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	70 TON	40.00	2,800.00
0012	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	68 LF	29.00	1,972.00
0013	0708000000-E	310	15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	192 LF	25.00	4,800.00
0014	0714000000-E	310	18" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	72 LF	29.00	2,088.00
0015	0806000000-E	310	15" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	4 EA	276.00	1,104.00
0016	0807000000-E	310	18" BIT COAT CS PIPE ELBOWS, T YPE B 0.064" THICK	2 EA	320.00	640.00
0017	1121000000-E	520	AGGREGATE BASE COURSE	1,056 TON	33.00	34,848.00
0018	1220000000-E	545	INCIDENTAL STONE BASE	25 TON	39.00	975.00

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	1275000000-E	600	PRIME COAT	750 GAL	3.00	2,250.00
0020	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	45 TON	177.00	7,965.00
0021	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	340 TON	114.00	38,760.00
0022	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	25 TON	566.00	14,150.00
0023	1693000000-E	654	ASPHALT PLANT MIX, PAVEMENT REPAIR	25 TON	193.00	4,825.00
0024	2000000000-N	806	RIGHT OF WAY MARKERS	24 EA	287.00	6,888.00
0025	2022000000-E	815	SUBDRAIN EXCAVATION	67.2 CY	27.00	1,814.40
0026	2033000000-E	815	SUBDRAIN FINE AGGREGATE	50.4 CY	39.00	1,965.60
0027	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	300 LF	20.00	6,000.00
0028	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	9 EA	55.00	495.00
0029	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1 EA	304.00	304.00
0030	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	6 LF	17.00	102.00
0031	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	5 EA	1,077.00	5,385.00
0032	2354200000-N	840	FRAME WITH GRATE, STD 840.24	4 EA	387.00	1,548.00
0033	2355000000-N	840	FRAME WITH GRATE, STD 840.29	1 EA	442.00	442.00
0034	2556000000-E	846	SHOULDER BERM GUTTER	50 LF	35.00	1,750.00
0035	2619000000-E	850	4" CONCRETE PAVED DITCH	22 SY	39.00	858.00
0036	3030000000-E	862	STEEL BM GUARDRAIL	200 LF	15.00	3,000.00
0037	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	11.00	55.00

## Contract Item Sheets For C201729

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0038	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	2 EA	1,878.00	3,756.00
0039	3285000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE M-350	2 EA	1,326.00	2,652.00
0040	3317000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE B-77	4 EA	1,326.00	5,304.00
0041	3628000000-E	876	RIP RAP, CLASS I	15 TON	35.00	525.00
0042	3649000000-E	876	RIP RAP, CLASS B	35 TON	35.00	1,225.00
0043	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	395 SY	2.00	790.00
0044	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	225 SF	5.00	1,125.00
0045	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	96 SF	6.00	576.00
0046	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	58 SF	6.00	348.00
0047	4430000000-N	1130	DRUMS	80 EA	36.00	2,880.00
0048	4435000000-N	1135	CONES	25 EA	19.00	475.00
0049	4445000000-E	1145	BARRICADES (TYPE III)	100 LF	30.00	3,000.00
0050	4455000000-N	1150	FLAGGER	100 MD	167.00	16,700.00
0051	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	14,100 LF	0.43	6,063.00
0052	6000000000-E	1605	TEMPORARY SILT FENCE	1,010 LF	3.00	3,030.00
0053	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	175 TON	39.00	6,825.00
0054	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	385 TON	35.00	13,475.00
0055	6012000000-E	1610	SEDIMENT CONTROL STONE	275 TON	33.00	9,075.00
0056	6015000000-E	1615	TEMPORARY MULCHING	1.5 ACR	1,326.00	1,989.00

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0057	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	50 LB	13.00	650.00
0058	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEED- ING	0.25 TON	4,420.00	1,105.00
0059	6024000000-E	1622	TEMPORARY SLOPE DRAINS	45 LF	11.00	495.00
0060	6027000000-N	1622	INLET PROTECTION AT TEMPORARY SLOPE DRAINS	1 EA	304.00	304.00
0061	6029000000-E	SP	SAFETY FENCE	250 LF	2.00	500.00
0062	6030000000-E	1630	SILT EXCAVATION	1,460 CY	6.00	8,760.00
0063	6036000000-E	1631	MATTING FOR EROSION CONTROL	1,500 SY	2.15	3,225.00
0064	6038000000-E	SP	PERMANENT SOIL REINFORCEMENT MAT	385 SY	7.00	2,695.00
0065	6070000000-N	SP	SPECIAL STILLING BASINS	4 EA	1,215.00	4,860.00
0066	6071030000-E	SP	COIR FIBER BAFFLES	330 LF	6.00	1,980.00
0067	6084000000-E	1660	SEEDING & MULCHING	2 ACR	2,094.00	4,188.00
0068	6087000000-E	1660	MOWING	1 ACR	221.00	221.00
0069	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	17.00	850.00
0070	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	4,972.00	1,243.00
0071	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	9.00	450.00
0072	6108000000-E	1665	FERTILIZER TOPDRESSING	1.5 TON	1,326.00	1,989.00
0073	6114000000-N	SP	SPECIALIZED HAND MOWING	2 HR	83.00	166.00
0074	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	27 EA	331.00	8,937.00
0075	6123000000-E	1670	REFORESTATION	0.2 ACR	3,315.00	663.00

## Contract Item Sheets For C201729

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
***** BEGIN SCHEDULE AA ***** ***** ( 3 ALTERNATES ) *****						
0076 AA1	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	328 LF	29.00	9,512.00
0077 AA1	0528000000-E	310	*** RC PIPE ELBOWS, CLASS III (15")	1 EA	387.00	387.00
*** OR ***						
0078 AA2	0536000000-E	SP	**** HDPE PIPE CULVERTS (15")	328 LF		
0079 AA2	0992000000-E	SP	GENERIC PIPE ITEM 15" HDPE PIPE ELBOW	1 EA		
*** OR ***						
0080 AA3	0540000000-E	SP	**** ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, **** THICK (15", 0.064")	328 LF		
0081 AA3	0992000000-E	SP	GENERIC PIPE ITEM 15" ALUM CORR STL PIPE ELBOW	1 EA		
***** END SCHEDULE AA *****						

## Contract Item Sheets For C201729

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0082	8017000000-N	SP	CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (16+92.50-L-)	Lump Sum LS	27,623.00	27,623.00
0083	8021000000-N	SP	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (16+92.50-L-)	Lump Sum LS	33,148.00	33,148.00
0084	8105500000-E	SP	***-*** DIA DRILLED PIERS IN SOIL (4'-6")	29 LF	1,105.00	32,045.00
0085	8105600000-E	SP	***-*** DIA DRILLED PIERS NOT IN SOIL (4'-6")	19 LF	1,657.00	31,483.00
0086	8111000000-E	SP	PERMANENT STEEL CASING FOR ***-*** DIA DRILLED PIER (4'-6")	32 LF	442.00	14,144.00
0087	8113000000-N	SP	SID INSPECTION	1 EA	221.00	221.00
0088	8115000000-N	SP	CROSSHOLE SONIC LOGGING	1 EA	1,989.00	1,989.00
0089	8147000000-E	420	REINFORCED CONCRETE DECK SLAB	9,533 SF	22.00	209,726.00
0090	8161000000-E	420	GROOVING BRIDGE FLOORS	8,497 SF	1.00	8,497.00
0091	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	74.9 CY	994.00	74,450.60
0092	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (16+92.50-L-)	Lump Sum LS	16,574.00	16,574.00
0093	8217000000-E	425	REINFORCING STEEL (BRIDGE)	15,784 LB	2.00	31,568.00
0094	8238000000-E	425	SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	2,349 LB	2.00	4,698.00
0095	8280000000-E	440	APPROX ..... LBS STRUCTURAL STEEL	390,635 LS	684,255.00	684,255.00
0096	8364000000-E	450	HP12X53 STEEL PILES	430 LF	66.00	28,380.00
0097	8503000000-E	460	CONCRETE BARRIER RAIL	556.73 LF	55.00	30,620.15
0098	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	577 TON	55.00	31,735.00

## Contract Item Sheets For C201729

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0099	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	643 SY	6.00	3,858.00
0100	8650000000-N	SP	POT BEARINGS	Lump Sum LS	22,099.00	22,099.00
0101	8692000000-N	SP	EVAZOTE JOINT SEALS	Lump Sum LS	5,525.00	5,525.00
0102	8860000000-N	SP	GENERIC STRUCTURE ITEM DISPOSAL OF THE TRUSS	Lump Sum LS	1.00	1.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,761,811.75

Contract Number C201729  
County Rutherford

Rev 02-17-04

**EXECUTION OF CONTRACT  
NON-COLLUSION AFFIDAVIT, AND DEBARMENT 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.

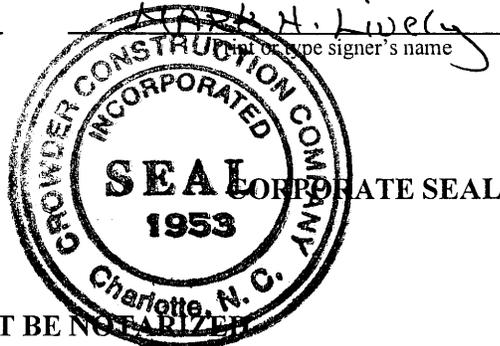
**SIGNATURE OF CONTRACTOR**

Crowder Construction Company  
Print or type full name of Corporation

P. O Box 30292, CHARLOTTE, NC 28230  
Address as Prequalified

Attest Terry Matthews By Mark H. Lively  
Secretary/Assistant Secretary President/Vice President/Assistant Vice President  
*Delete inappropriate title* *Delete inappropriate title*

TERRY MATTHEWS Mark H. Lively  
Print or type signer's name Print or type signer's name



**AFFIDAVIT MUST BE NOTARIZED**

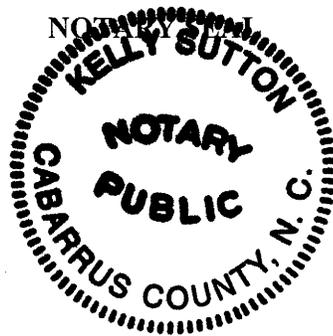
Subscribed and sworn to before me this the  
14<sup>th</sup> day of MARCH 2008.

Kelly Sutton  
Signature of Notary Public

of CABARRUS County

State of North Carolina

My Commission Expires: 6-13-2012



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

## 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.

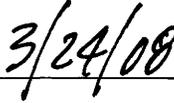
**Contract No: C201729**

**County: Rutherford**

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION

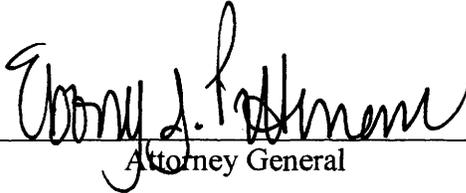


\_\_\_\_\_  
Contract Officer



\_\_\_\_\_  
Date

Execution of Contract and Bonds  
Approved as to Form:



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

Contract No. C201729  
County Rutherford

Rev 02-13-04

## CONTRACT PAYMENT BOND

Bond No. 018-016-820

Date of Payment: March 11, 2008  
Bond Execution: \_\_\_\_\_

Name of Principal: Crowder Construction Company  
Contractor: \_\_\_\_\_  
P.O. Box 30292, Charlotte, NC 28230

Name of Surety: Liberty Mutual Insurance Company  
\_\_\_\_\_  
175 Plymouth St., Boston, MA 02117

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

Amount of Bond: \$1,761,811.75

Contract ID No.: C201729

County Name(s): Rutherford

KNOW ALL MEN BY THESE PRESENTS, That we, the 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-bounden 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. C201729  
County Rutherford

Rev 02-13-04

## CONTRACT PAYMENT BOND

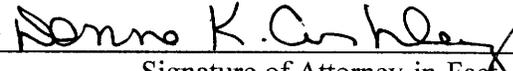
*Affix Seal of Surety Company*

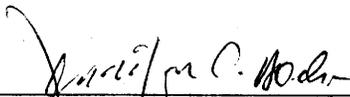
Liberty Mutual Insurance Company

\_\_\_\_\_  
Print or type Surety Company Name

By Donna K. Ashley

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

  
\_\_\_\_\_  
Signature of Attorney-in-Fact

  
\_\_\_\_\_  
Signature of witness

Jennifer C. Hoehn

\_\_\_\_\_  
Print or type witness' name

Wachovia Insurance Services  
P.O. Box 220748, Charlotte, NC 28222

\_\_\_\_\_  
Address of Attorney-in-Fact

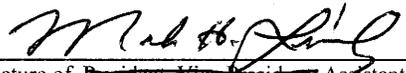
# CONTRACT PAYMENT BOND

## CORPORATION

### SIGNATURE OF CONTRACTOR (Principal)

Crowder Construction Company  
Print or type full name of Corporation

P.O. Box 30292, Charlotte, NC 28230  
Address as prequalified

By   
Signature of President, Vice President, Assistant Vice President  
*Delete inappropriate title*

MARK H. LIVELY  
Print or type signer's name

Attest   
Signature of ~~Secretary~~ Assistant Secretary  
*Delete inappropriate title*

TERRY MATTHEWS  
Print or type signer's name



*Affix Corporate Seal*

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

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

LIBERTY MUTUAL INSURANCE COMPANY
BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Liberty Mutual Insurance Company (the "Company"), a Massachusetts stock insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint

ANGELA D. RAMSEY, DONNA K. ASHLEY, WENDY E. LAHM, JENNIFER C. HOEHN, WILLIAM J. QUINN, JOHN D. LEAK, III, G. TIMOTHY WILKERSON, JOHN F. THOMAS, ALL OF THE CITY OF CHARLOTTE, 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 the penal sum not exceeding SEVENTY FIVE MILLION AND 00/100 DOLLARS (\$ 75,000,000.00) each, and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

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

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

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

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

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

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

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this 6th day of November, 2007.

LIBERTY MUTUAL INSURANCE COMPANY

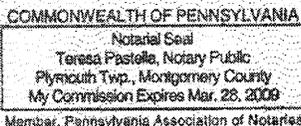
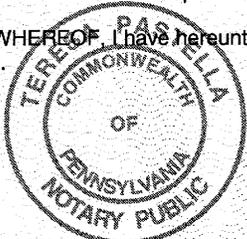
By Garnet W. Elliott, Assistant Secretary



COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 6th day of November, 2007, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

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



By Teresa Pastella, Notary Public

CERTIFICATE

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

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

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

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 11 day of March, 2008.



By David M. Carey, Assistant Secretary

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

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

**CONTRACT PERFORMANCE BOND**

Bond No. 018-016-820

Date of Contract Performance

Bond Execution:

March 11, 2008

Name of Principal:

Crowder Construction Company

Contractor

P.O. Box 30292, Charlotte, NC 28230

Name of Surety:

Liberty Mutual Insurance Company

175 Plymouth St., Boston, MA 02117

Name of Contracting Body:

North Carolina Department of Transportation

Raleigh, North Carolina

Amount of Bond:

\$1,761,811.75

Contract ID No.:

C201729

County Name(s):

Rutherford

KNOW ALL MEN BY THESE PRESENTS, That we, the 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-bounden 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 Number C201729  
County Rutherford

Rev 02-13-04

## CONTRACT PERFORMANCE BOND

*Affix Seal of Surety Company*

Liberty Mutual Insurance Company

\_\_\_\_\_  
Print or type Surety Company Name

By Donna K. Ashley

Attorney-in-Fact

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

Donna K. Ashley  
Signature of Attorney-in-Fact

Jennifer C. Hoehn  
Signature of witness

Jennifer C. Hoehn

\_\_\_\_\_  
Print or type witness' name

Wachovia Insurance Services  
P.O. Box 220748, Charlotte, NC 28222

\_\_\_\_\_  
Address of Attorney-in-Fact

**CONTRACT PERFORMANCE BOND**  
**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

Crowder Construction Company

Print full name of Corporation

P.O. Box 30292, Charlotte, NC 28230

Address as prequalified

By *Mark H. Lively*  
Signature of ~~President, Vice President, Assistant Vice President~~  
*Delete inappropriate title*

MARK H. LIVELY  
Print or type signer's name

Attest *Terry Matthews*  
Signature of ~~Secretary, Assistant Secretary~~  
*Delete inappropriate title*

Terry Matthews  
Print or type signer's name



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

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

LIBERTY MUTUAL INSURANCE COMPANY
BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Liberty Mutual Insurance Company (the "Company"), a Massachusetts stock insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint ANGELA D. RAMSEY, DONNA K. ASHLEY, WENDY E. LAHM, JENNIFER C. HOEHN, WILLIAM J. QUINN, JOHN D. LEAK, III, G. TIMOTHY WILKERSON, JOHN F. THOMAS, ALL OF THE CITY OF CHARLOTTE, 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 the penal sum not exceeding SEVENTY FIVE MILLION AND 00/100\*\*\*\*\* DOLLARS (\$ 75,000,000.00\*\*\*\*\* ) each, and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

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

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

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

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

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

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

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this 6th day of November 2007.

LIBERTY MUTUAL INSURANCE COMPANY

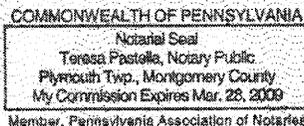
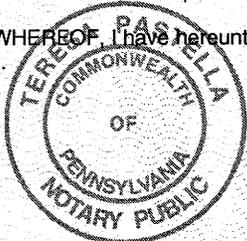
By Garnet W. Elliott, Assistant Secretary



COMMONWEALTH OF PENNSYLVANIA ss. COUNTY OF MONTGOMERY

On this 6th day of November, 2007, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

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



By Teresa Pastella, Notary Public

CERTIFICATE

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

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

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

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 11 day of March, 2008.



By David M. Carey, Assistant Secretary

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

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

