

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

C201805

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C201805

WBS 33536.3.1 BRSTP-226(8)

T.I.P NO. B-4189

COUNTY OF MCDOWELL
THIS IS THE ROADWAY & STRUCTURE CONTRACT
ROUTE NUMBER NC 226 LENGTH 0.303 MILES
LOCATION BRIDGE OVER SOUTH MUDDY CREEK AND APPROACHES ON NC-226.

CONTRACTOR MYLES CONSTRUCTION COMPANY INC
ADDRESS P.O. BOX 170758
SPARTANBURG, SC 29301

BIDS OPENED MARCH 18, 2008
CONTRACT EXECUTION APR 24 2008

Myles Construction Company Inc (4759).

Vendor 8 of 8 Vendors for Call Order 014 (Proposal ID C201805).

County: MCDOWELL
Address: 860 Falling Creek Road
Spartanburg, South Carolina 29301

Phone Number: 864-587-2264

Signature Check: This bid has been properly signed by chris_Myles_4759.

Time Bid Received: Tue Mar 18 13:08:44 2008

Bid Checksum: 2EEB6B1C

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$1,566,754.92 ✓

Bond ID: SNC08642845

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$78,337.75

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 3/17/2008 2:25:03 PM

Surety Name: SAFECO Insurance Company of America

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

DBE GOAL SET - 5.0 %
DBE GOAL MET - 6.0 %

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT
3145	WATTS BARRIER WALLS 55 MUSCADINE LANE , MOUNTVILLE, SC 29370		Sub 10,697.48
3230	HIATT & MASON ENTERPRISES, INC POST OFFICE BOX 1378 , MOUNT AIRY, NC 27030		Sub 36,486.99
3376	REYNOLDS FENCE & GUARDRAIL INC 9320 MACHADO DRIVE , INDIAN TRAIL, NC 28079		Sub 46,231.00
TOTAL:			\$93,415.47 5.96%

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: SNC08642845
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: SAFECO Insurance Company of America
Bond Execution Date: 3/17/2008 2:25:03 PM
Bond Amount: \$78,337.75 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 02-19-08
Revised:

Contract ID: C201805 Project(s): BRSTP-226(8)
Letting Date: 03-18-08 Call Order: 014
Bidder: 4759 - Myles Construction Company Inc

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			77,000.00
0002	0022000000-E UNCLASSIFIED EXCAVATION	CY	13,700.000	7.00000		95,900.00
0003	0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (15+47.00)	LUMP	LUMP			13,000.00
0004	0050000000-E SUPPLEMENTARY CLEARING & GRUB-BING	ACR	1.000	250.00000		250.00
0005	0057000000-E UNDERCUT EXCAVATION	CY	50.000	20.00000		1,000.00
0006	0063000000-N GRADING	LUMP	LUMP			167,707.00
0007	0080000000-E CLASS IV SUBGRADE STABILIZATION	TON	400.000	19.00000		7,600.00
0008	0134000000-E DRAINAGE DITCH EXCAVATION	CY	140.000	16.00000		2,240.00
0009	0195000000-E SELECT GRANULAR MATERIAL	CY	400.000	22.00000		8,800.00
0010	0196000000-E FABRIC FOR SOIL STABILIZATION	SY	400.000	5.00000		2,000.00
0011	0318000000-E FOUNDATION CONDITIONING MATERIAL, MINOR STRS	TON	40.000	19.00000		760.00

State of NC
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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	0366000000-E 15" RC PIPE CULVERTS, CLASS III	28.000 LF	30.00000		840.00	
0013	0378000000-E 24" RC PIPE CULVERTS, CLASS III	88.000 LF	40.00000		3,520.00	
0014	0708000000-E 15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	116.000 LF	20.00000		2,320.00	
0015	0714000000-E 18" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	48.000 LF	25.00000		1,200.00	
0016	0738000000-E 42" BIT COAT CS PIPE CULVERTS, TYPE B 0.109" THICK	20.000 LF	130.00000		2,600.00	
0017	0806000000-E 15" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	1.000 EA	159.00000		159.00	
0018	0995000000-E PIPE REMOVAL	90.000 LF	12.00000		1,080.00	
0019	1121000000-E AGGREGATE BASE COURSE	1,113.000 TON	26.00000		28,938.00	
0020	1220000000-E INCIDENTAL STONE BASE	25.000 TON	19.00000		475.00	
0021	1275000000-E PRIME COAT	820.000 GAL	5.00000		4,100.00	
0022	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	452.000 TON	77.50000		35,030.00	
0023	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	320.000 TON	77.50000		24,800.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	1,020.000 TON	77.50000		79,050.00	
0025	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	100.000 TON	450.00000		45,000.00	
0026	1693000000-E ASPHALT PLANT MIX, PAVEMENT REPAIR	25.000 TON	60.00000		1,500.00	
0027	2000000000-N RIGHT OF WAY MARKERS	4.000 EA	53.00000		212.00	
0028	2022000000-E SUBDRAIN EXCAVATION	45.000 CY	5.00000		225.00	
0029	2033000000-E SUBDRAIN FINE AGGREGATE	35.000 CY	50.00000		1,750.00	
0030	2044000000-E 6" PERFORATED SUBDRAIN PIPE	200.000 LF	5.00000		1,000.00	
0031	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	6.000 EA	25.00000		150.00	
0032	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1.000 EA	132.50000		132.50	
0033	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	6.000 LF	15.00000		90.00	
0034	2209000000-E ENDWALLS	7.600 CY	500.00000		3,800.00	
0035	2286000000-N MASONRY DRAINAGE STRUCTURES	3.000 EA	1,500.00000		4,500.00	

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			Dollars	Cts	Dollars	Ct
0036	2308000000-E MASONRY DRAINAGE STRUCTURES	0.300 LF	600.00000		180.00	
0037	2367000000-N FRAME WITH TWO GRATES, STD 840.29	2.000 EA	275.60000		551.20	
0038	2556000000-E SHOULDER BERM GUTTER	52.000 LF	25.00000		1,300.00	
0039	3030000000-E STEEL BM GUARDRAIL	1,350.000 LF	14.00000		18,900.00	
0040	3150000000-N ADDITIONAL GUARDRAIL POSTS	20.000 EA	30.00000		600.00	
0041	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	4.000 EA	1,600.00000		6,400.00	
0042	3317000000-N GUARDRAIL ANCHOR UNITS, TYPE B-77	4.000 EA	1,100.00000		4,400.00	
0043	3360000000-E REMOVE EXISTING GUARDRAIL	1,281.000 LF	1.00000		1,281.00	
0044	3380000000-E TEMPORARY STEEL BM GUARDRAIL	950.000 LF	7.00000		6,650.00	
0045	3387000000-N GUARDRAIL ANCHOR UNITS, TYPE ***** TEMPORARY (III)	4.000 EA	900.00000		3,600.00	
0046	3389100000-N GUARDRAIL ANCHOR UNITS, TYPE 350 TEMPORARY	4.000 EA	1,100.00000		4,400.00	
0047	3628000000-E RIP RAP, CLASS I	20.000 TON	46.00000		920.00	

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			Dollars	Cts	Dollars	Ct
0048	3649000000-E RIP RAP, CLASS B	360.000 TON	35.00000		12,600.00	
0049	3656000000-E FILTER FABRIC FOR DRAINAGE	1,210.000 SY	2.00000		2,420.00	
0050	3659000000-N PREFORMED SCOUR HOLES WITH LEVEL SPREADER APRON	1.000 EA	1,000.00000		1,000.00	
0051	4025000000-E CONTRACTOR FURNISHED, TYPE ***SIGN (E)	6.250 SF	12.75000		79.69	
0052	4072000000-E SUPPORTS, 3-LB STEEL U-CHANNEL	14.000 LF	4.60000		64.40	
0053	4102000000-N SIGN ERECTION, TYPE E	1.000 EA	60.00000		60.00	
0054	4155000000-N DISPOSAL OF SIGN SYSTEM, U-CHANNEL	5.000 EA	9.40000		47.00	
0055	4400000000-E WORK ZONE SIGNS (STATIONARY)	88.000 SF	5.25000		462.00	
0056	4405000000-E WORK ZONE SIGNS (PORTABLE)	96.000 SF	5.60000		537.60	
0057	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	36.000 SF	5.40000		194.40	
0058	4430000000-N DRUMS	37.000 EA	33.85000		1,252.45	
0059	4445000000-E BARRICADES (TYPE III)	32.000 LF	28.95000		926.40	

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			Dollars	Cts	Dollars	Ct
0060	4455000000-N FLAGGER	240.000 MD	50.00000		12,000.00	
0061	4650000000-N TEMPORARY RAISED PAVEMENT MARKERS	80.000 EA	10.00000		800.00	
0062	4810000000-E PAINT PAVEMENT MARKING LINES (4")	12,773.000 LF	0.50000		6,386.50	
0063	4847000000-E POLYUREA PAVEMENT MARKING LINES (4", *****) (STANDARD GLASS BEADS)	6,401.000 LF	1.25000		8,001.25	
0064	4850000000-E REMOVAL OF PAVEMENT MARKING LINES (4")	2,100.000 LF	1.00000		2,100.00	
0065	4905000000-N SNOWPLOWABLE PAVEMENT MARKERS	20.000 EA	100.00000		2,000.00	
0066	6000000000-E TEMPORARY SILT FENCE	2,370.000 LF	2.25000		5,332.50	
0067	6006000000-E STONE FOR EROSION CONTROL, CLASS A	105.000 TON	25.00000		2,625.00	
0068	6009000000-E STONE FOR EROSION CONTROL, CLASS B	650.000 TON	35.00000		22,750.00	
0069	6012000000-E SEDIMENT CONTROL STONE	205.000 TON	20.00000		4,100.00	
0070	6015000000-E TEMPORARY MULCHING	6.500 ACR	1,000.00000		6,500.00	
0071	6018000000-E SEED FOR TEMPORARY SEEDING	250.000 LB	10.00000		2,500.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0072	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	1.000 TON	1,500.00000		1,500.00	
0073	6024000000-E TEMPORARY SLOPE DRAINS	420.000 LF	15.00000		6,300.00	
0074	6027000000-N INLET PROTECTION AT TEMPORARY SLOPE DRAINS	7.000 EA	100.00000		700.00	
0075	6029000000-E SAFETY FENCE	300.000 LF	3.00000		900.00	
0076	6030000000-E SILT EXCAVATION	2,100.000 CY	4.11000		8,631.00	
0077	6036000000-E MATTING FOR EROSION CONTROL	1,100.000 SY	4.40000		4,840.00	
0078	6038000000-E PERMANENT SOIL REINFORCEMENT MAT	320.000 SY	6.60000		2,112.00	
0079	6042000000-E 1/4" HARDWARE CLOTH	40.000 LF	15.00000		600.00	
0080	6071030000-E COIR FIBER BAFFLES	550.000 LF	9.00000		4,950.00	
0081	6084000000-E SEEDING & MULCHING	7.500 ACR	3,000.00000		22,500.00	
0082	6087000000-E MOWING	4.000 ACR	40.00000		160.00	
0083	6090000000-E SEED FOR REPAIR SEEDING	100.000 LB	1.00000		100.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0084	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	1,000.00000		250.00	
0085	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	175.000 LB	1.00000		175.00	
0086	6108000000-E FERTILIZER TOPDRESSING	5.500 TON	500.00000		2,750.00	
0087	6114000000-N SPECIALIZED HAND MOWING	6.000 HR	40.00000		240.00	
0088	6117000000-N RESPONSE FOR EROSION CONTROL	27.000 EA	1.00000		27.00	
0089	6123000000-E REFORESTATION	0.750 ACR	1,000.00000		750.00	
Section 0001 Total						820,134.89
Section 0004 STRUCTURE ITEMS						
0090	8007000000-N CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP STRUCTURE AT STA ***** (15+47.00-L-)	LUMP	LUMP		203,000.00	
0091	8021000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (15+47.00-L-)	LUMP	LUMP		59,150.00	
0092	8121000000-N UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (15+47.00-L-)	LUMP	LUMP		3,500.00	
0093	8147000000-E REINFORCED CONCRETE DECK SLAB	3,990.000 SF	33.00000		131,670.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0094	8161000000-E GROOVING BRIDGE FLOORS	SF 3,953.000	0.51000		2,016.03	
0095	8182000000-E CLASS A CONCRETE (BRIDGE)	CY 32.400	1,615.00000		52,326.00	
0096	8210000000-N BRIDGE APPROACH SLABS, STATION***** (15+47.00-L-)	LUMP	LUMP		16,185.00	
0097	8217000000-E REINFORCING STEEL (BRIDGE)	LB 6,332.000	1.00000		6,332.00	
0098	8280000000-E APPROX LBS STRUCTURALSTEEL	LUMP	LUMP		198,000.00	
0099	8364000000-E HP12X53 STEEL PILES	LF 720.000	58.55000		42,156.00	
0100	8503000000-E CONCRETE BARRIER RAIL	LF 236.670	50.00000		11,833.50	
0101	8608000000-E RIP RAP CLASS II (2'-0" THICK)	TON 336.000	47.00000		15,792.00	
0102	8622000000-E FILTER FABRIC FOR DRAINAGE	SY 373.000	1.50000		559.50	
0103	8692000000-N EVAZOTE JOINT SEALS	LUMP	LUMP		4,100.00	
Section 0004 Total					746,620.03	
Bid Total					1,566,754.92	

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:

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:02-19-08
PAGE: 13

PROPOSAL: C201805
LETTING: L080318 CALL: 014
VENDOR: 4759 Myles Construction Company Inc

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

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

0100	8503000000-E	CONCRETE BAR LF		236.670	45.20000	10697.48

		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				10,697.48
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)				10,697.48 ✓

DBE SUBCONTRACTOR: 3230 HIATT & MASON ENTERPRISES, INC
Will Use Quote: Yes

0093	8147000000-E	REINF CONCRE SF		3990.000	7.15300	28540.47
0096	8210000000-N	BRG APPR SLA LS		1.000	4084.00000	4084.00
0097	8217000000-E	REINF STEEL LB		6332.000	0.61000	3862.52
0100	8503000000-E	CONCRETE BAR LF		0.000	11.10000	0.00

		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				36,486.99
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)				36,486.99 ✓

DBE SUBCONTRACTOR: 3376 REYNOLDS FENCE & GUARDRAIL INC
Will Use Quote: Yes

0039	3030000000-E	STL BM GUARD LF		1350.000	14.00000	18900.00
0040	3150000000-N	ADDIT GUARDR EA		20.000	30.00000	600.00
0041	3270000000-N	GR ANCHOR TY EA		4.000	1600.00000	6400.00
0042	3317000000-N	GR ANCHOR TY EA		4.000	1100.00000	4400.00
0043	3360000000-E	REMOVE EXIST LF		1281.000	1.00000	1281.00
0044	3380000000-E	TEMP STL BM LF		950.000	7.00000	6650.00
0045	3387000000-N	GDRL ANCH UN EA		4.000	900.00000	3600.00
0046	3389100000-N	GDRL ANCH UN EA		4.000	1100.00000	4400.00

		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				46,231.00
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)				46,231.00 ✓

TOTAL DBE COMMITMENT FOR VENDOR:	Entered:	5.96% or	93415.47 ✓
	Required:	5.00% or	78337.75
			<GOAL MET>

Contract Item Sheets For C201805

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	77,000.00	77,000.00
0002	0022000000-E	225	UNCLASSIFIED EXCAVATION	13,700 CY	7.00	95,900.00
0003	0029000000-N	SP	REINFORCED BRIDGE APPROACH FILL, STATION ***** (15+47.00)	Lump Sum LS	13,000.00	13,000.00
0004	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	250.00	250.00
0005	0057000000-E	226	UNDERCUT EXCAVATION	50 CY	20.00	1,000.00
0006	0063000000-N	SP	GRADING	Lump Sum LS	167,707.00	167,707.00
0007	0080000000-E	SP	CLASS IV SUBGRADE STABILIZA- TION	400 TON	19.00	7,600.00
0008	0134000000-E	240	DRAINAGE DITCH EXCAVATION	140 CY	16.00	2,240.00
0009	0195000000-E	265	SELECT GRANULAR MATERIAL	400 CY	22.00	8,800.00
0010	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	400 SY	5.00	2,000.00
0011	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	40 TON	19.00	760.00
0012	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	28 LF	30.00	840.00
0013	0378000000-E	310	24" RC PIPE CULVERTS, CLASS III	88 LF	40.00	3,520.00
0014	0708000000-E	310	15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	116 LF	20.00	2,320.00
0015	0714000000-E	310	18" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	48 LF	25.00	1,200.00
0016	0738000000-E	310	42" BIT COAT CS PIPE CULVERTS, TYPE B 0.109" THICK	20 LF	130.00	2,600.00
0017	0806000000-E	310	15" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	1 EA	159.00	159.00
0018	0995000000-E	340	PIPE REMOVAL	90 LF	12.00	1,080.00

Contract Item Sheets For C201805

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	1121000000-E	520	AGGREGATE BASE COURSE	1,113 TON	26.00	28,938.00
0020	1220000000-E	545	INCIDENTAL STONE BASE	25 TON	19.00	475.00
0021	1275000000-E	600	PRIME COAT	820 GAL	5.00	4,100.00
0022	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	452 TON	77.50	35,030.00
0023	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	320 TON	77.50	24,800.00
0024	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	1,020 TON	77.50	79,050.00
0025	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	100 TON	450.00	45,000.00
0026	1693000000-E	654	ASPHALT PLANT MIX, PAVEMENT REPAIR	25 TON	60.00	1,500.00
0027	2000000000-N	806	RIGHT OF WAY MARKERS	4 EA	53.00	212.00
0028	2022000000-E	815	SUBDRAIN EXCAVATION	45 CY	5.00	225.00
0029	2033000000-E	815	SUBDRAIN FINE AGGREGATE	35 CY	50.00	1,750.00
0030	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	200 LF	5.00	1,000.00
0031	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	6 EA	25.00	150.00
0032	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1 EA	132.50	132.50
0033	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	6 LF	15.00	90.00
0034	2209000000-E	838	ENDWALLS	7.6 CY	500.00	3,800.00
0035	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	3 EA	1,500.00	4,500.00
0036	2308000000-E	840	MASONRY DRAINAGE STRUCTURES	0.3 LF	600.00	180.00
0037	2367000000-N	840	FRAME WITH TWO GRATES, STD 840.29	2 EA	275.60	551.20

Contract Item Sheets For C201805

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0038	2556000000-E	846	SHOULDER BERM GUTTER	52 LF	25.00	1,300.00
0039	3030000000-E	862	STEEL BM GUARDRAIL	1,350 LF	14.00	18,900.00
0040	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	20 EA	30.00	600.00
0041	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	4 EA	1,600.00	6,400.00
0042	3317000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE B-77	4 EA	1,100.00	4,400.00
0043	3360000000-E	863	REMOVE EXISTING GUARDRAIL	1,281 LF	1.00	1,281.00
0044	3380000000-E	862	TEMPORARY STEEL BM GUARDRAIL	950 LF	7.00	6,650.00
0045	3387000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE ***** TEMPORARY (III)	4 EA	900.00	3,600.00
0046	3389100000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350 TEMPORARY	4 EA	1,100.00	4,400.00
0047	3628000000-E	876	RIP RAP, CLASS I	20 TON	46.00	920.00
0048	3649000000-E	876	RIP RAP, CLASS B	360 TON	35.00	12,600.00
0049	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	1,210 SY	2.00	2,420.00
0050	3659000000-N	SP	PREFORMED SCOUR HOLES WITH LEVEL SPREADER APRON	1 EA	1,000.00	1,000.00
0051	4025000000-E	901	CONTRACTOR FURNISHED, TYPE *** SIGN (E)	6.25 SF	12.75	79.69
0052	4072000000-E	903	SUPPORTS, 3-LB STEEL U-CHANNEL	14 LF	4.60	64.40
0053	4102000000-N	904	SIGN ERECTION, TYPE E	1 EA	60.00	60.00
0054	4155000000-N	907	DISPOSAL OF SIGN SYSTEM, U-CHANNEL	5 EA	9.40	47.00
0055	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	88 SF	5.25	462.00
0056	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	96 SF	5.60	537.60

Contract Item Sheets For C201805

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0057	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	36 SF	5.40	194.40
0058	4430000000-N	1130	DRUMS	37 EA	33.85	1,252.45
0059	4445000000-E	1145	BARRICADES (TYPE III)	32 LF	28.95	926.40
0060	4455000000-N	1150	FLAGGER	240 MD	50.00	12,000.00
0061	4650000000-N	1251	TEMPORARY RAISED PAVEMENT MARKERS	80 EA	10.00	800.00
0062	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	12,773 LF	0.50	6,386.50
0063	4847000000-E	1205	POLYUREA PAVEMENT MARKING LINES (4", *****) (STANDARD GLASS BEADS)	6,401 LF	1.25	8,001.25
0064	4850000000-E	1205	REMOVAL OF PAVEMENT MARKING LINES (4")	2,100 LF	1.00	2,100.00
0065	4905000000-N	1253	SNOWPLOWABLE PAVEMENT MARKERS	20 EA	100.00	2,000.00
0066	6000000000-E	1605	TEMPORARY SILT FENCE	2,370 LF	2.25	5,332.50
0067	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	105 TON	25.00	2,625.00
0068	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	650 TON	35.00	22,750.00
0069	6012000000-E	1610	SEDIMENT CONTROL STONE	205 TON	20.00	4,100.00
0070	6015000000-E	1615	TEMPORARY MULCHING	6.5 ACR	1,000.00	6,500.00
0071	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	250 LB	10.00	2,500.00
0072	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEEDING	1 TON	1,500.00	1,500.00
0073	6024000000-E	1622	TEMPORARY SLOPE DRAINS	420 LF	15.00	6,300.00
0074	6027000000-N	1622	INLET PROTECTION AT TEMPORARY SLOPE DRAINS	7 EA	100.00	700.00

Contract Item Sheets For C201805

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0075	6029000000-E	SP	SAFETY FENCE	300 LF	3.00	900.00
0076	6030000000-E	1630	SILT EXCAVATION	2,100 CY	4.11	8,631.00
0077	6036000000-E	1631	MATTING FOR EROSION CONTROL	1,100 SY	4.40	4,840.00
0078	6038000000-E	SP	PERMANENT SOIL REINFORCEMENT MAT	320 SY	6.60	2,112.00
0079	6042000000-E	1632	1/4" HARDWARE CLOTH	40 LF	15.00	600.00
0080	6071030000-E	SP	COIR FIBER BAFFLES	550 LF	9.00	4,950.00
0081	6084000000-E	1660	SEEDING & MULCHING	7.5 ACR	3,000.00	22,500.00
0082	6087000000-E	1660	MOWING	4 ACR	40.00	160.00
0083	6090000000-E	1661	SEED FOR REPAIR SEEDING	100 LB	1.00	100.00
0084	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	1,000.00	250.00
0085	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	175 LB	1.00	175.00
0086	6108000000-E	1665	FERTILIZER TOPDRESSING	5.5 TON	500.00	2,750.00
0087	6114000000-N	SP	SPECIALIZED HAND MOWING	6 HR	40.00	240.00
0088	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	27 EA	1.00	27.00
0089	6123000000-E	1670	REFORESTATION	0.75 ACR	1,000.00	750.00

Contract Item Sheets For C201805

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0090	8007000000-N	SP	CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP STRUCTURE AT STA ***** (15+47.00-L-)	Lump Sum LS	203,000.00	203,000.00
0091	8021000000-N	SP	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (15+47.00-L-)	Lump Sum LS	59,150.00	59,150.00
0092	8121000000-N	412	UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (15+47.00-L-)	Lump Sum LS	3,500.00	3,500.00
0093	8147000000-E	420	REINFORCED CONCRETE DECK SLAB	3,990 SF	33.00	131,670.00
0094	8161000000-E	420	GROOVING BRIDGE FLOORS	3,953 SF	0.51	2,016.03
0095	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	32.4 CY	1,615.00	52,326.00
0096	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (15+47.00-L-)	Lump Sum LS	16,185.00	16,185.00
0097	8217000000-E	425	REINFORCING STEEL (BRIDGE)	6,332 LB	1.00	6,332.00
0098	8280000000-E	440	APPROX LBS STRUCTURAL STEEL	117,500 LS	198,000.00	198,000.00
0099	8364000000-E	450	HP12X53 STEEL PILES	720 LF	58.55	42,156.00
0100	8503000000-E	460	CONCRETE BARRIER RAIL	236.67 LF	50.00	11,833.50
0101	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	336 TON	47.00	15,792.00
0102	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	373 SY	1.50	559.50
0103	8692000000-N	SP	EVAZOTE JOINT SEALS	Lump Sum LS	4,100.00	4,100.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,566,754.92

Contract Number C201805
County McDowell

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

Ayles Construction Company Inc.
Print or type full name of Corporation

P.O. Box 170758 Spartanburg SC 29301
Address as Prequalified

Attest Ramon D Diaz
Secretary/Assistant Secretary
Delete inappropriate title

By [Signature]
President/Vice President/Assistant Vice President
Delete inappropriate title

Ramon D Diaz
Print or type signer's name

Christopher H. Ayles
Print or type signer's name

CORPORATE SEAL

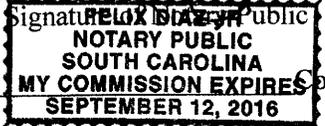
AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

11 day of April 2008

[Signature]
of Spartanburg County



State of _____

My Commission Expires: 9-12-16

**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.

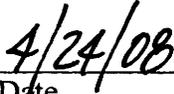
Contract No **C201805**

County (ies): **McDowell**

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

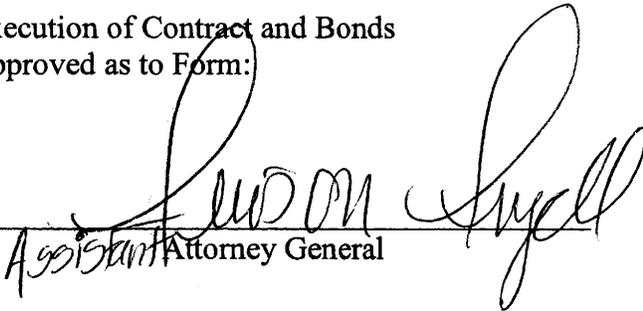


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Assistant Attorney General

CONTRACT PAYMENT BOND

Date of Payment:
Bond Execution: April 14, 2008

Name of Principal:
Contractor Myles Construction Company, Inc.
P.O. Box 170758, Spartanburg, S.C. 29301

Name of Surety: Safeco Insurance Company of America
Safeco Plaza, Seattle, WA 98185

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

Amount of Bond: One Million, Five Hundred Sixty Six Thousand, Seven Hundred Fifty Four and 92/100.....(\$1,566,754.92)

Contract ID No.: C201805

County Name(s): McDowell

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. C201805
County McDowell

Rev 02-13-04

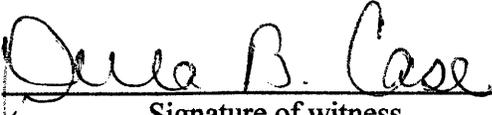
CONTRACT PAYMENT BOND

Affix Seal of Surety Company

Safeco Insurance Company of America
Print or type Surety Company Name

By Duainette H. Cullum
Print, stamp or type name of Attorney-in-Fact


Signature of Attorney-in-Fact


Signature of witness

Della B. Case
Print or type witness' name

1710 Gervais Street, Columbia, S.C. 29201
Address of Attorney-in-Fact

CONTRACT PAYMENT BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

Myles Construction Company Inc
Print or type full name of Corporation

P.O. Box 170758 Spartanburg SC 29301
Address as prequalified

By [Signature]
Signature of President, ~~Vice President, Assistant Vice President~~
Delete inappropriate title

Christopher H Myles
Print or type signer's name

Attest [Signature]
Signature of Secretary, ~~Assistant Secretary~~
Delete inappropriate title

Ramona D. Dier
Print or type signer's name

Affix Corporate Seal

CONTRACT PERFORMANCE BOND

Date of Contract Performance

Bond Execution: April 14, 2008

Name of Principal: Myles Construction Company, Inc.

Contractor P.O. Box 170758, Spartanburg, s.C. 29301

Name of Surety: Safeco Insurance Company of America

Safeco Plaza, Seattle, WA 98185

Name of Contracting Body: North Carolina Department of Transportation

Raleigh, North Carolina

Amount of Bond: One Million, Five Hundred Sixty Six Thousand, Seven Hundred Fifty Four and 92/100.....(\$1,566,754.92)

Contract ID No.: C201805

County Name(s): McDowell

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.

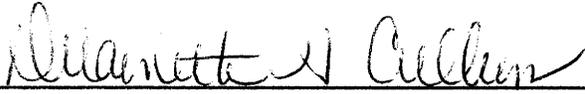
IN WITNESS WHEREOF, the above-bounden parties have executed this instrument under their several seals on the date indicated above, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by its undersigned representative, pursuant to authority of its governing body.

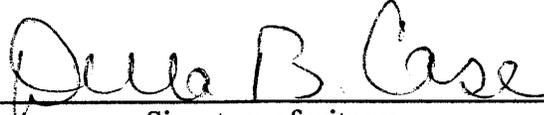
CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Safeco Insurance Company of America
Print or type Surety Company Name

By Duainette H. Cullum
Attorney-in-Fact
Print, stamp, or type name of Attorney-in Fact


Signature of Attorney-in-Fact


Signature of witness

Della B. Case
Print or type witness' name

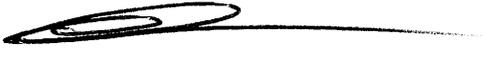
1710 Gervais Street, Columbia, S.C 29201
Address of Attorney-in-Fact

CONTRACT PERFORMANCE BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

Myles Construction Company Inc
Print full name of Corporation

P.O. Box 170758 Spartanburg SC 29301
Address as prequalified

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

Christopher A. Myles
Print or type signer's name

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

Ramone D Diaz
Print or type signer's name

Affix Corporate Seal



POWER OF ATTORNEY

Safeco Insurance Company of America
General Insurance Company of America
Safeco Plaza
Seattle, WA 98185

No. 6744

KNOW ALL BY THESE PRESENTS:

That SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA, each a Washington corporation, does each hereby appoint

*****ADRIAN C. BURCHETT; DELLA B. CASE; DUAINETTE H. CULLUM; WELSEY V. DASHER, JR.; FRANK W. HAFNER, JR.; LORI L. JACOBS; ALFRED T. JOHNSON; JANICE M. LARGE; ROBERT J. LAVISKY; MARIAN C. NEWMAN; Columbia, South Carolina*****

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA have each executed and attested these presents

this 10th day of April, 2008

Handwritten signature of Stephanie Daley-Watson

Handwritten signature of Tim Mikolajewski

STEPHANIE DALEY-WATSON, SECRETARY

TIM MIKOLAJEWSKI, SENIOR VICE-PRESIDENT, SURETY

CERTIFICATE

Extract from the By-Laws of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA:

"Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business... On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

Extract from a Resolution of the Board of Directors of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
(ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
(iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, Stephanie Daley-Watson, Secretary of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 14th day of April, 2008



Handwritten signature of Stephanie Daley-Watson

STEPHANIE DALEY-WATSON, SECRETARY

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