

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

C201838

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C201838

WBS 33259.3.1 BRZ-1169(2)

T.I.P NO. B-3803

COUNTY OF ASHE

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER SR 1169 LENGTH 0.251 MILES

LOCATION BRIDGE OVER SOUTH FORK NEW RIVER & APPROACHES ON SR-1169
(CONLEY CREEK RD).

CONTRACTOR JAMES R. VANNOY & SONS CONSTRUCTION CO., INC.

ADDRESS P.O. BOX 635
JEFFERSON, NC 286400635

BIDS OPENED MAY 20, 2008

CONTRACT EXECUTION JUN 17 2008

James R. Vannoy & Sons Const. Co., Inc. (3687).

Vendor 3 of 7 Vendors for Call Order 015 (Proposal ID C201838).

County: ASHE
Address: 1608 US Hwy 221 N
PO Box 635
Jefferson, NC 28640

Phone Number: 336-846-7191

Signature Check: This bid has been properly signed by J_M_Vannoy_3687.

Time Bid Received: Tue May 20 13:49:34 2008

Bid Checksum: FDC84B44

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$1,407,839.05 ✓

Bond ID: SNC08795953

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$70,391.95

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 05/19/2008

Surety Name: TRAVELER'S CASUALTY & SURETY CO. 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 - 5.7 %*

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT
✓12819	MILA'S TRUCKING COMPANY 160 IVY LANE , FLEETWOOD, NC 28626		Sub 51,335.00
✓4388	FOOTHILLS CONSTRUCTION SERV INC 6081 PEA RIDGE PASS , HAMPTONVILLE, NC 27020		Sub 28,157.25
TOTAL:			\$79,492.25 5.65%

Miscellaneous Data Info - Contractor Responses:

NON-COLLUSION AND DEBARMENT CERTIFICATION

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

Explanation:
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

The Award Limits shall apply to the following projects:

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

Bid Bond Data Info - Contractor Responses:

=====

BondID: SNC08795953
 Surety Registry Agency: surety2000
 Verified?: Yes
 Surety Agency: TRAVELER'S CASUALTY & SURETY CO. OF AMERICA
 Bond Execution Date: 05/19/2008
 Bond Amount: \$70,391.95 (Five Percent of Bid)

State of NC
 Dept of Transportation

Date: 04-21-08
 Revised:

Contract ID: C201838 Project(s): BRZ-1169(2)
 Letting Date: 05-20-08 Call Order: 015
 Bidder: 3687 - James R. Vannoy & Sons Const. Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Cts
Section 0001 ROADWAY ITEMS						
0001	0000100000-N MOBILIZATION	LUMP	LUMP			52,200.00
0002	0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (15+72.00)	LUMP	LUMP			19,200.00
0003	0043000000-N GRADING	LUMP	LUMP			136,500.00
0004	0050000000-E SUPPLEMENTARY CLEARING & GRUB-BING	ACR	1.000	100.00000		100.00
0005	0057000000-E UNDERCUT EXCAVATION	CY	300.000	15.00000		4,500.00
0006	0080000000-E CLASS IV SUBGRADE STABILIZATION	TON	600.000	30.00000		18,000.00
0007	0134000000-E DRAINAGE DITCH EXCAVATION	CY	150.000	20.00000		3,000.00
0008	0195000000-E SELECT GRANULAR MATERIAL	CY	500.000	37.00000		18,500.00
0009	0196000000-E FABRIC FOR SOIL STABILIZATION	SY	500.000	1.50000		750.00
0010	0318000000-E FOUNDATION CONDITIONING MATERIAL, MINOR STRS	TON	70.000	35.00000		2,450.00
0011	0344000000-E 18" SIDE DRAIN PIPE	LF	120.000	22.50000		2,700.00

State of NC
Dept of Transportation

Date: 04-21-08
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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	0384000000-E 30" RC PIPE CULVERTS, CLASS III	96.000 LF	60.00000		5,760.00	
0013	0726000000-E 30" BIT COAT CS PIPE CULVERTS, TYPE B 0.079" THICK	8.000 LF	67.00000		536.00	
0014	0995000000-E PIPE REMOVAL	132.000 LF	8.00000		1,056.00	
0015	1121000000-E AGGREGATE BASE COURSE	125.000 TON	36.00000		4,500.00	
0016	1220000000-E INCIDENTAL STONE BASE	150.000 TON	36.00000		5,400.00	
0017	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	490.000 TON	111.75000		54,757.50	
0018	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	180.000 TON	114.75000		20,655.00	
0019	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	380.000 TON	117.00000		44,460.00	
0020	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	55.000 TON	514.80000		28,314.00	
0021	1693000000-E ASPHALT PLANT MIX, PAVEMENT REPAIR	40.000 TON	91.00000		3,640.00	
0022	2000000000-N RIGHT OF WAY MARKERS	13.000 EA	225.50000		2,931.50	
0023	2022000000-E SUBDRAIN EXCAVATION	68.000 CY	12.00000		816.00	

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			Dollars	Cts	Dollars	Ct
0024	2033000000-E SUBDRAIN FINE AGGREGATE	51.000 CY	64.00000		3,264.00	
0025	2044000000-E 6" PERFORATED SUBDRAIN PIPE	300.000 LF	4.50000		1,350.00	
0026	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	9.000 EA	30.00000		270.00	
0027	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	6.000 LF	18.00000		108.00	
0028	2132000000-N CONCRETE PAD FOR SHOULDER DRAIN PIPE OUTLET	1.000 EA	312.00000		312.00	
0029	2286000000-N MASONRY DRAINAGE STRUCTURES	10.000 EA	1,650.00000		16,500.00	
0030	2354200000-N FRAME WITH GRATE, STD 840.24	2.000 EA	425.00000		850.00	
0031	2355000000-N FRAME WITH GRATE, STD 840.29	8.000 EA	525.00000		4,200.00	
0032	2556000000-E SHOULDER BERM GUTTER	16.000 LF	60.50000		968.00	
0033	2577000000-E CONCRETE EXPRESSWAY GUTTER	350.000 LF	27.50000		9,625.00	
0034	3030000000-E STEEL BM GUARDRAIL	125.000 LF	19.80000		2,475.00	
0035	3045000000-E STEEL BM GUARDRAIL, SHOP CURVED	37.500 LF	23.00000		862.50	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0036	3150000000-N ADDITIONAL GUARDRAIL POSTS	EA 5.000	12.00000		60.00	
0037	3195000000-N GUARDRAIL ANCHOR UNITS, TYPE AT-1	EA 2.000	495.00000		990.00	
0038	3215000000-N GUARDRAIL ANCHOR UNITS, TYPE III	EA 4.000	1,650.00000		6,600.00	
0039	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	EA 2.000	2,310.00000		4,620.00	
0040	3559000000-E ** STRAND BARBED WIRE FENCE WITH POSTS (4")	LF 500.000	4.50000		2,250.00	
0041	3578000000-N GENERIC FENCING ITEM REMOVE & RESET EXISTING METAL GATE	EA 1.000	275.00000		275.00	
0042	3649000000-E RIP RAP, CLASS B	TON 100.000	41.50000		4,150.00	
0043	3656000000-E FILTER FABRIC FOR DRAINAGE	SY 665.000	3.00000		1,995.00	
0044	4400000000-E WORK ZONE SIGNS (STATIONARY)	SF 417.000	5.00000		2,085.00	
0045	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	SF 94.000	6.50000		611.00	
0046	4430000000-N DRUMS	EA 10.000	37.40000		374.00	
0047	4435000000-N CONES	EA 10.000	18.15000		181.50	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0048	4445000000-E BARRICADES (TYPE III)	80.000 LF	26.51000		2,120.80	
0049	4847000000-E POLYUREA PAVEMENT MARKING LINES (4", *****) (STANDARD GLASS BEADS)	5,840.000 LF	1.60000		9,344.00	
0050	6000000000-E TEMPORARY SILT FENCE	1,200.000 LF	3.00000		3,600.00	
0051	6006000000-E STONE FOR EROSION CONTROL, CLASS A	90.000 TON	42.50000		3,825.00	
0052	6009000000-E STONE FOR EROSION CONTROL, CLASS B	300.000 TON	32.00000		9,600.00	
0053	6012000000-E SEDIMENT CONTROL STONE	320.000 TON	36.00000		11,520.00	
0054	6015000000-E TEMPORARY MULCHING	1.500 ACR	650.00000		975.00	
0055	6018000000-E SEED FOR TEMPORARY SEEDING	50.000 LB	4.00000		200.00	
0056	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	0.250 TON	650.00000		162.50	
0057	6024000000-E TEMPORARY SLOPE DRAINS	15.000 LF	18.00000		270.00	
0058	6029000000-E SAFETY FENCE	440.000 LF	3.00000		1,320.00	
0059	6030000000-E SILT EXCAVATION	660.000 CY	8.60000		5,676.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0060	6036000000-E MATTING FOR EROSION CONTROL	1,350.000 SY	2.75000		3,712.50	
0061	6037000000-E COIR FIBER MAT	20.000 SY	7.00000		140.00	
0062	6038000000-E PERMANENT SOIL REINFORCEMENT MAT	250.000 SY	5.00000		1,250.00	
0063	6042000000-E 1/4" HARDWARE CLOTH	200.000 LF	6.00000		1,200.00	
0064	6070000000-N SPECIAL STILLING BASINS	8.000 EA	550.00000		4,400.00	
0065	6071030000-E COIR FIBER BAFFLES	90.000 LF	9.00000		810.00	
0066	6071050000-E **" SKIMMER (1-1/2")	2.000 EA	1,430.00000		2,860.00	
0067	6084000000-E SEEDING & MULCHING	1.500 ACR	2,500.00000		3,750.00	
0068	6087000000-E MOWING	1.000 ACR	330.00000		330.00	
0069	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	6.00000		300.00	
0070	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	650.00000		162.50	
0071	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	50.000 LB	5.50000		275.00	

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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	1.250 TON	660.00000		825.00	
0073	6114000000-N SPECIALIZED HAND MOWING	2.000 HR	48.00000		96.00	
0074	6117000000-N RESPONSE FOR EROSION CONTROL	12.000 EA	150.00000		1,800.00	
0075	6123000000-E REFORESTATI ON	0.150 ACR	7,150.00000		1,072.50	
0076 AA1	0372000000-E 18" RC PIPE CULVERTS, CLASS III	336.000 LF				
0077 AA1	0396000000-E 42" RC PIPE CULVERTS, CLASS III	44.000 LF				
0078 AA2	0372000000-E 18" RC PIPE CULVERTS, CLASS III	220.000 LF	27.00000		5,940.00	
0079 AA2	0536000000-E ***" HDPE PIPE CULVERTS (18")	116.000 LF	22.75000		2,639.00	
0080 AA2	0536000000-E ***" HDPE PIPE CULVERTS (42")	44.000 LF	74.50000		3,278.00	
0081 AA3	0372000000-E 18" RC PIPE CULVERTS, CLASS III	220.000 LF				
0082 AA3	0540000000-E ***" ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, ****" THICK (18", 0.064")	116.000 LF				

State of NC
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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0083	0540000000-E ***" ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, AA3 ***** THICK (42", 0.079") LF	44.000				
Section 0001 Total						579,155.80
Section 0004 STRUCTURE ITEMS						
0084	8017000000-N CONSTRUCTIO N, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (15+72.00-L-)	LUMP	LUMP			72,000.00
0085	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (15+72.00-L-)	LUMP	LUMP			30,200.00
0086	8105540000-E 3'-6" DIA DRILLED PIERS IN SOIL	26.000 LF		222.00000		5,772.00
0087	8105640000-E 3'-6" DIA DRILLED PIERS NOT IN SOIL	34.000 LF		2,062.50000		70,125.00
0088	8111400000-E PERMANENT STEEL CASING FOR 3'-6" DIA DRILLED PIER	25.700 LF		110.00000		2,827.00
0089	8113000000-N SID INSPECTION	2.000 EA		550.00000		1,100.00
0090	8115000000-N CROSSHOLE SONIC LOGGING	1.000 EA		550.00000		550.00
0091	8182000000-E CLASS A CONCRETE (BRIDGE)	99.900 CY		842.00000		84,115.80

State of NC
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Project(s): BRZ-1169(2)

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0092	8210000000-N BRIDGE APPROACH SLABS, STATION***** (15+72.00-L-)	LUMP	LUMP			27,600.00
0093	8217000000-E REINFORCING STEEL (BRIDGE)	20,063.000 LB	0.92000			18,457.96
0094	8238000000-E SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	1,747.000 LB	2.30000			4,018.10
0095	8364000000-E HP12X53 STEEL PILES	240.000 LF	83.48000			20,035.20
0096	8468000000-E ONE BAR METAL RAIL	382.130 LF	92.50000			35,347.03
0097	8517000000-E 1'-***X ***** CONCRETE PARA- PET (1'-0" x 1'-10 1/2")	397.630 LF	40.60000			16,143.78
0098	8608000000-E RIP RAP CLASS II (2'-0" THICK)	234.000 TON	28.00000			6,552.00
0099	8622000000-E FILTER FABRIC FOR DRAINAGE	260.000 SY	5.00000			1,300.00
0100	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP			2,800.00
0101	8753100000-E 3'-0" X 2'-9" PRESTRESSED CONCBOX BEAMS	2,184.190 LF	196.75000			429,739.38
	Section 0004 Total					828,683.25
	Bid Total					1,407,839.05

NON-COLLUSION AND DEBARMENT CERTIFICATION

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

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

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

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

Explanation:
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

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

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

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

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

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

The Award Limits shall apply to the following projects:

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

It is agreed that if I am (we are) the low Bidder(s) on indicated projects, the total value of which is more than the above stipulated award limits, the Board of Transportation will award me (us) projects from among those indicated that have a total value not to exceed the award limit and will result in the lowest total bids to the Department of Transportation.

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: 04-21-08
 PAGE: 13

PROPOSAL: C201838
 LETTING: L080520 CALL: 015
 VENDOR: 3687 James R. Vannoy & Sons Const. Co., Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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DBE SUBCONTRACTOR: 12819 MILA'S TRUCKING COMPANY
 Will Use Quote: Yes

0084	8017000000-N	CM&R TEMP AC LS		1.000	51335.00000	51335.00
		Partial Haul in /out provide stone				

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						51,335.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						51,335.00 ✓

DBE SUBCONTRACTOR: 4388 Foothills Construction Serv Inc
 Will Use Quote: Yes

0022	2000000000-N	RIGHT OF WAY EA		13.000	205.00000	2665.00
0040	3559000000-E	** STRAND BW LF		500.000	4.25000	2125.00
0041	3578000000-N	GENERIC FENC EA		1.000	250.00000	250.00
0050	6000000000-E	TEMPORARY SI LF		1200.000	2.60000	3120.00
0054	6015000000-E	TEMPORARY MU ACR		1.500	630.00000	945.00
0055	6018000000-E	SEED FOR TEM LB		50.000	3.80000	190.00
0056	6021000000-E	FERT FOR TEM TON		0.250	630.00000	157.50
0058	6029000000-E	SAFETY FENCE LF		440.000	2.90000	1276.00
0060	6036000000-E	MATTING FOR SY		1350.000	2.60000	3510.00
0061	6037000000-E	COIR FIBER M SY		20.000	6.75000	135.00
0062	6038000000-E	PERM SOIL RE SY		250.000	4.60000	1150.00
0063	6042000000-E	1/4" HARDWAR LF		200.000	5.85000	1170.00
0065	6071030000-E	COIR FIBER B LF		90.000	8.75000	787.50
0066	6071050000-E	**" SKIMMER EA		2.000	1300.00000	2600.00
0067	6084000000-E	SEEDING AND ACR		1.500	2350.00000	3525.00
0068	6087000000-E	MOWING ACR		1.000	300.00000	300.00
0069	6090000000-E	SEED FOR REP LB		50.000	5.50000	275.00
0070	6093000000-E	FERT FOR REP TON		0.250	625.00000	156.25
0071	6096000000-E	SEED FOR SUP LB		50.000	5.30000	265.00
0072	6108000000-E	FERTILIZER T TON		1.250	600.00000	750.00
0073	6114000000-N	SPECIALIZED HR		2.000	45.00000	90.00
0074	6117000000-N	RESPONSE FOR EA		12.000	145.00000	1740.00
0075	6123000000-E	REFORESTATIO ACR		0.150	6500.00000	975.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						28,157.25
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						28,157.25 ✓

TOTAL DBE COMMITMENT FOR VENDOR:	Entered:	5.65% or	79492.25
	Required:	5.00% or	70391.95
		<GOAL MET>	

Contract Item Sheets For C201838

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	52,200.00	52,200.00
0002	0029000000-N	SP	REINFORCED BRIDGE APPROACH FILL, STATION ***** (15+72.00)	Lump Sum LS	19,200.00	19,200.00
0003	0043000000-N	226	GRADING	Lump Sum LS	136,500.00	136,500.00
0004	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	100.00	100.00
0005	0057000000-E	226	UNDERCUT EXCAVATION	300 CY	15.00	4,500.00
0006	0080000000-E	SP	CLASS IV SUBGRADE STABILIZA- TION	600 TON	30.00	18,000.00
0007	0134000000-E	240	DRAINAGE DITCH EXCAVATION	150 CY	20.00	3,000.00
0008	0195000000-E	265	SELECT GRANULAR MATERIAL	500 CY	37.00	18,500.00
0009	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	500 SY	1.50	750.00
0010	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	70 TON	35.00	2,450.00
0011	0344000000-E	310	18" SIDE DRAIN PIPE	120 LF	22.50	2,700.00
0012	0384000000-E	310	30" RC PIPE CULVERTS, CLASS III	96 LF	60.00	5,760.00
0013	0726000000-E	310	30" BIT COAT CS PIPE CULVERTS, TYPE B 0.079" THICK	8 LF	67.00	536.00
0014	0995000000-E	340	PIPE REMOVAL	132 LF	8.00	1,056.00
0015	1121000000-E	520	AGGREGATE BASE COURSE	125 TON	36.00	4,500.00
0016	1220000000-E	545	INCIDENTAL STONE BASE	150 TON	36.00	5,400.00
0017	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	490 TON	111.75	54,757.50
0018	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	180 TON	114.75	20,655.00

Contract Item Sheets For C201838

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	380 TON	117.00	44,460.00
0020	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	55 TON	514.80	28,314.00
0021	1693000000-E	654	ASPHALT PLANT MIX, PAVEMENT REPAIR	40 TON	91.00	3,640.00
0022	2000000000-N	806	RIGHT OF WAY MARKERS	13 EA	225.50	2,931.50
0023	2022000000-E	815	SUBDRAIN EXCAVATION	68 CY	12.00	816.00
0024	2033000000-E	815	SUBDRAIN FINE AGGREGATE	51 CY	64.00	3,264.00
0025	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	300 LF	4.50	1,350.00
0026	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	9 EA	30.00	270.00
0027	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	6 LF	18.00	108.00
0028	2132000000-N	816	CONCRETE PAD FOR SHOULDER DRAIN PIPE OUTLET	1 EA	312.00	312.00
0029	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	10 EA	1,650.00	16,500.00
0030	2354200000-N	840	FRAME WITH GRATE, STD 840.24	2 EA	425.00	850.00
0031	2355000000-N	840	FRAME WITH GRATE, STD 840.29	8 EA	525.00	4,200.00
0032	2556000000-E	846	SHOULDER BERM GUTTER	16 LF	60.50	968.00
0033	2577000000-E	846	CONCRETE EXPRESSWAY GUTTER	350 LF	27.50	9,625.00
0034	3030000000-E	862	STEEL BM GUARDRAIL	125 LF	19.80	2,475.00
0035	3045000000-E	862	STEEL BM GUARDRAIL, SHOP CURVED	37.5 LF	23.00	862.50
0036	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	12.00	60.00
0037	3195000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE AT-1	2 EA	495.00	990.00

Contract Item Sheets For C201838

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0038	3215000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE III	4 EA	1,650.00	6,600.00
0039	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	2 EA	2,310.00	4,620.00
0040	3559000000-E	866	** STRAND BARBED WIRE FENCE WITH POSTS (4")	500 LF	4.50	2,250.00
0041	3578000000-N	SP	GENERIC FENCING ITEM REMOVE & RESET EXISTING METAL GATE	1 EA	275.00	275.00
0042	3649000000-E	876	RIP RAP, CLASS B	100 TON	41.50	4,150.00
0043	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	665 SY	3.00	1,995.00
0044	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	417 SF	5.00	2,085.00
0045	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	94 SF	6.50	611.00
0046	4430000000-N	1130	DRUMS	10 EA	37.40	374.00
0047	4435000000-N	1135	CONES	10 EA	18.15	181.50
0048	4445000000-E	1145	BARRICADES (TYPE III)	80 LF	26.51	2,120.80
0049	4847000000-E	1205	POLYUREA PAVEMENT MARKING LINES (4", *****) (STANDARD GLASS BEADS)	5,840 LF	1.60	9,344.00
0050	6000000000-E	1605	TEMPORARY SILT FENCE	1,200 LF	3.00	3,600.00
0051	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	90 TON	42.50	3,825.00
0052	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	300 TON	32.00	9,600.00
0053	6012000000-E	1610	SEDIMENT CONTROL STONE	320 TON	36.00	11,520.00
0054	6015000000-E	1615	TEMPORARY MULCHING	1.5 ACR	650.00	975.00

Contract Item Sheets For C201838

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0055	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	50 LB	4.00	200.00
0056	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEED- ING	0.25 TON	650.00	162.50
0057	6024000000-E	1622	TEMPORARY SLOPE DRAINS	15 LF	18.00	270.00
0058	6029000000-E	SP	SAFETY FENCE	440 LF	3.00	1,320.00
0059	6030000000-E	1630	SILT EXCAVATION	660 CY	8.60	5,676.00
0060	6036000000-E	1631	MATTING FOR EROSION CONTROL	1,350 SY	2.75	3,712.50
0061	6037000000-E	SP	COIR FIBER MAT	20 SY	7.00	140.00
0062	6038000000-E	SP	PERMANENT SOIL REINFORCEMENT MAT	250 SY	5.00	1,250.00
0063	6042000000-E	1632	1/4" HARDWARE CLOTH	200 LF	6.00	1,200.00
0064	6070000000-N	SP	SPECIAL STILLING BASINS	8 EA	550.00	4,400.00
0065	6071030000-E	SP	COIR FIBER BAFFLES	90 LF	9.00	810.00
0066	6071050000-E	SP	*** SKIMMER (1-1/2")	2 EA	1,430.00	2,860.00
0067	6084000000-E	1660	SEEDING & MULCHING	1.5 ACR	2,500.00	3,750.00
0068	6087000000-E	1660	MOWING	1 ACR	330.00	330.00
0069	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	6.00	300.00
0070	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	650.00	162.50
0071	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	5.50	275.00
0072	6108000000-E	1665	FERTILIZER TOPDRESSING	1.25 TON	660.00	825.00
0073	6114000000-N	SP	SPECIALIZED HAND MOWING	2 HR	48.00	96.00
0074	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	12 EA	150.00	1,800.00

Contract Item Sheets For C201838

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0075	6123000000-E	1670	REFORESTATION	0.15 ACR	7,150.00	1,072.50
***** BEGIN SCHEDULE AA ***** ***** (3 ALTERNATES) *****						
0076 AA1	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	336 LF		
0077 AA1	0396000000-E	310	42" RC PIPE CULVERTS, CLASS III	44 LF		
*** OR ***						
0078 AA2	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	220 LF	27.00	5,940.00
0079 AA2	0536000000-E	SP	**** HDPE PIPE CULVERTS (18")	116 LF	22.75	2,639.00
0080 AA2	0536000000-E	SP	**** HDPE PIPE CULVERTS (42")	44 LF	74.50	3,278.00
*** OR ***						
0081 AA3	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	220 LF		
0082 AA3	0540000000-E	SP	**** ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, **** THICK (18", 0.064")	116 LF		
0083 AA3	0540000000-E	SP	**** ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, **** THICK (42", 0.079")	44 LF		
***** END SCHEDULE AA *****						

Contract Item Sheets For C201838

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0084	8017000000-N	SP	CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (15 + 72.00-L-)	Lump Sum LS	72,000.00	72,000.00
0085	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (15 + 72.00-L-)	Lump Sum LS	30,200.00	30,200.00
0086	8105540000-E	SP	3'-6" DIA DRILLED PIERS IN SOIL	26 LF	222.00	5,772.00
0087	8105640000-E	SP	3'-6" DIA DRILLED PIERS NOT IN SOIL	34 LF	2,062.50	70,125.00
0088	8111400000-E	SP	PERMANENT STEEL CASING FOR 3'-6" DIA DRILLED PIER	25.7 LF	110.00	2,827.00
0089	8113000000-N	SP	SID INSPECTION	2 EA	550.00	1,100.00
0090	8115000000-N	SP	CROSSHOLE SONIC LOGGING	1 EA	550.00	550.00
0091	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	99.9 CY	842.00	84,115.80
0092	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (15 + 72.00-L-)	Lump Sum LS	27,600.00	27,600.00
0093	8217000000-E	425	REINFORCING STEEL (BRIDGE)	20,063 LB	0.92	18,457.96
0094	8238000000-E	425	SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	1,747 LB	2.30	4,018.10
0095	8364000000-E	450	HP12X53 STEEL PILES	240 LF	83.48	20,035.20
0096	8468000000-E	460	ONE BAR METAL RAIL	382.13 LF	92.50	35,347.03
0097	8517000000-E	460	1'-***X ***** CONCRETE PARA- PET (1'-0" x 1'-10 1/2")	397.63 LF	40.60	16,143.78
0098	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	234 TON	28.00	6,552.00
0099	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	260 SY	5.00	1,300.00
0100	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	2,800.00	2,800.00

Contract Item Sheets For C201838

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0101	8753100000-E	430	3'-0" X 2'-9" PRESTRESSED CONC BOX BEAMS	2,184.19 LF	196.75	429,739.38

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,407,839.05 ✓

0815/Jun06/Q44581.95/D411006060000/E101

Contract Number C201838
County Ashe

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

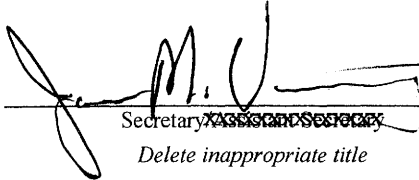
James R. Vannoy & Sons Construction Company, Inc.

Print or type full name of Corporation

PO Box 635 Jefferson NC 28640

Address as Prequalified

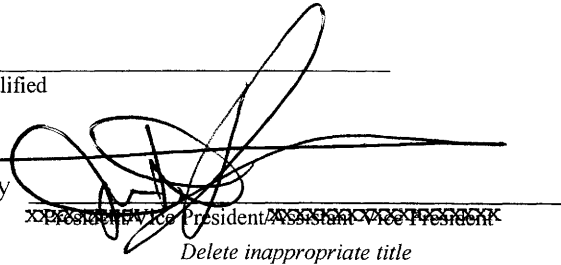
Attest


Secretary ~~Assistant Secretary~~
Delete inappropriate title

James M. Vannoy

Print or type signer's name

By


~~President Vice President Assistant Vice President~~
Delete inappropriate title

James D. Pennington

Print or type signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

6th day of June 2008.

Jennifer M. Campbell
Signature of Notary Public

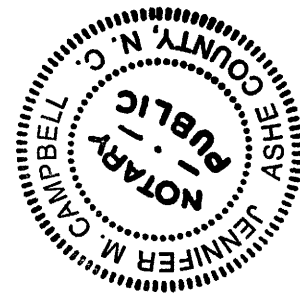
of Ashe County

State of North Carolina

My Commission Expires: February 4, 2011

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.

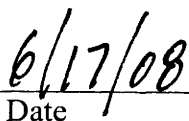
Contract No C201838

County (ies): Ashe

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

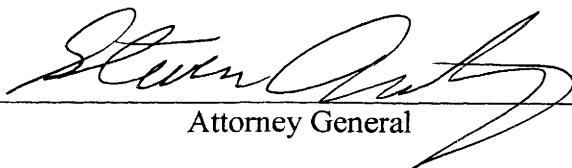


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract No. C201838
County ASHE

Rev. 5-13-08

CONTRACT PAYMENT BOND

Date of Payment Bond Execution: June 6, 2008

Name of Principal Contractor: James R. Vannoy & Sons Construction Company, Inc.

Name of Surety: Traveler's Casualty & Surety Co. of America

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

Amount of Bond: \$1,407,839.05

Contract ID No.: C201838

County Name(s): Ashe

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL CONTRACTOR (hereafter, PRINCIPAL) and SURETY above named, are held and firmly bound unto the above named Contracting Body, hereinafter called the Contracting Body, in the penal sum of the amount stated above for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas the principal entered into a certain contract with the Contracting Body, numbered as shown above and hereto attached:

NOW THEREFORE, if the principal shall promptly make payment to all persons supplying labor and material in the prosecution of the work provided for in said contract, and any and all duly authorized modifications of said contract that may hereafter be made, notice of which modifications to the surety being hereby waived, then this obligation to be void; otherwise to remain in full force and virtue.

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

Contract No. C201838
County ASHE

Rev 02-13-04

CONTRACT PAYMENT BOND

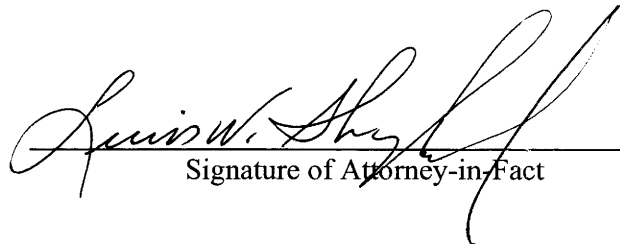
Affix Seal of Surety Company

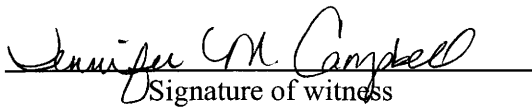
Traveler's Casualty & Surety Co. of America

Print or type Surety Company Name

By Lewis W. Shepherd

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


Signature of Attorney-in-Fact


Signature of witness

Jennifer M. Campbell

Print or type witness' name

PO Box 390 West Jefferson, NC 28694

Address of Attorney-in-Fact

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

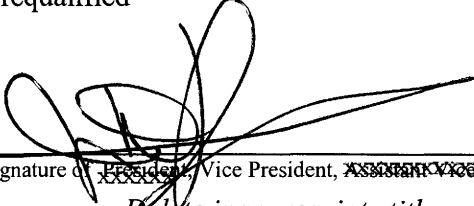
James R. Vannoy & Sons Construction Company, Inc.

Print or type full name of Corporation

PO Box 635 Jefferson NC 28640

Address as prequalified

By

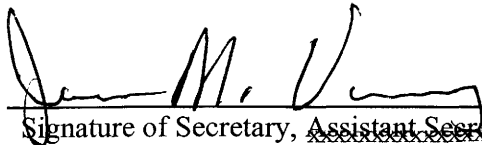

Signature of ~~President, Vice President, Assistant Vice President~~

Delete inappropriate title

James D. Pennington

Print or type signer's name

Attest


Signature of Secretary, Assistant Secretary

Delete inappropriate title

James M. Vannoy

Print or type signer's name

Affix Corporate Seal

CONTRACT PERFORMANCE BOND

Date of Contract Bond Execution June 6, 2008

Name of Principal Contractor: James R. Vannoy & Sons Construction Company, Inc.
] Name of Surety: Traveler's Casualty & Surety Co. of America

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

Amount of Bond: \$1,407,839.05

Contract ID No.: C201838

County Name(s): Ashe

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL CONTRACTOR (hereafter, PRINCIPAL) and SURETY above named, are held and firmly bound unto the above named Contracting Body, hereinafter called the Contracting Body, in the penal sum of the amount stated above for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas the principal entered into a certain contract with the Contracting Body, numbered as shown above and hereto attached:

NOW THEREFORE, if the principal shall well and truly perform and fulfill all the undertakings, covenants, terms, conditions, and agreements of said contract during the original term of said contract and any extensions thereof that may be granted by the Contracting Body, with or without notice to the Surety, and during the life of any guaranty required under the contract, and shall also well and truly perform and fulfill all the undertakings, covenants, terms, conditions, and agreements of any and all duly authorized modifications of said contract that may hereafter be made, notice of which modifications to the surety being hereby waived, then this obligation to be void; otherwise to remain in full force and virtue.

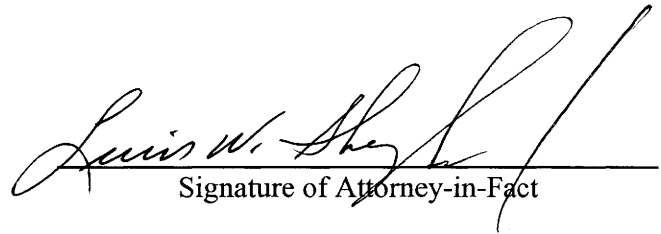
IN WITNESS WHEREOF, the above-bound parties have executed this instrument under their several seals on the date indicated above, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by its undersigned representative, pursuant to authority of its governing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

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Traveler's Casualty & Surety Co. of America
Print or type Surety Company Name

By Lewis W. Shepherd
Attorney-in-Fact
Print, stamp, or type name of Attorney-in Fact


Signature of Attorney-in-Fact

Jennifer M. Campbell
Signature of witness

Jennifer M Campbell
Print or type witness' name

PO Box 390 West Jefferson NC 28694
Address of Attorney-in-Fact

CONTRACT PERFORMANCE BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

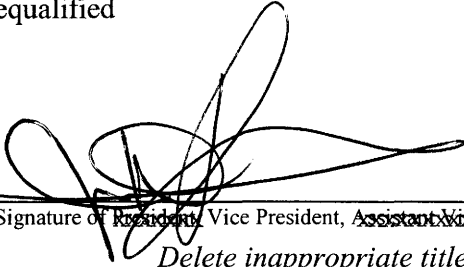
James R. Vannoy & Sons Construction Company, Inc.

Print full name of Corporation

PO Box 635 Jefferson NC 28640

Address as prequalified

By



Signature of President, Vice President, Assistant Vice President

Delete inappropriate title

James D. Pennington

Print or type signer's name

Attest


Signature of Secretary, Assistant Secretary

Delete inappropriate title

James M. Vannoy

Print or type signer's name

Affix Corporate Seal



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 214726

Certificate No. 000543488

KNOW ALL MEN BY THESE PRESENTS: That Seaboard Surety Company is a corporation duly organized under the laws of the State of New York, that St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

Christopher V. Miller, David C. Miller, and Lewis W. Shepherd

of the City of West Jefferson, State of North Carolina, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 21st day of February, 2006

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 21st day of February, 2006, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 2006.



[Signature]
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 6th day of June, 2008.

WARNING: THIS POWER OF ATTORNEY IS INVALID WITHOUT THE RED BORDER

Kori M. Johanson
Kori M. Johanson, Assistant Secretary



To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at www.stpaultravelersbond.com. Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.

