

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

C201835

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C201835

WBS 33433.3.1 BRZ-1347(2)

T.I.P NO. B-4070

COUNTY OF CHEROKEE
THIS IS THE ROADWAY & STRUCTURE CONTRACT
ROUTE NUMBER SR 1347 LENGTH 0.107 MILES
LOCATION BRIDGE OVER HANGING DOG CREEK & APPROACHES ON SR-1347.

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

BIDS OPENED MAY 20, 2008
CONTRACT EXECUTION JUN 23 2008

Crowder Construction Company (3685).**Vendor 1 of 3 Vendors for Call Order 019 (Proposal ID C201835).**

County: CHEROKEE

Address: P.O. Box 30292

Charlotte, NC 28230

Phone Number: (704) 348-1378

Signature Check: This bid has been properly signed by Caney_Edward_Tucker_3685.

Time Bid Received: Tue May 20 13:48:19 2008

Bid Checksum: 161383AB

Amendment Count: 0

Bidding Errors: This bid contains errors.

Bid Total: \$877,189.35 ✓

Bond ID: SNC08893017

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$43,859.47

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 5/14/2008 2:44:07 PM

Surety Name: Liberty Mutual Insurance Company

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

~~DBE~~ GOAL SET - 3.0 %
~~DBE~~ GOAL MET - 3.4 %

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
3230	WB HIATT & MASON ENTERPRISES, INC POST OFFICE BOX 1378 , MOUNT AIRY, NC 27030		Sub	29,655.82
			TOTAL:	\$29,655.82 3.38%

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: SNC08893017
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: Liberty Mutual Insurance Company
Bond Execution Date: 5/14/2008 2:44:07 PM
Bond Amount: \$43,859.47 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 04-21-08
Revised:

Contract ID: C201835 Project(s): BRZ-1347(2)
Letting Date: 05-20-08 Call Order: 019
Bidder: 3685 - Crowder Construction Company

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 ROADWAY ITEMS						
0001	0000100000-N MOBILIZATIO N	LUMP	LUMP			45,000.00
0002	0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (14+66.00)	LUMP	LUMP			12,000.00
0003	0043000000-N GRADING	LUMP	LUMP			150,000.00
0004	0050000000-E SUPPLEMENTA RY CLEARING & GRUB-BING	ACR	1.000	50.00000		50.00
0005	0057000000-E UNDERCUT EXCAVATION	CY	100.000	17.00000		1,700.00
0006	0080000000-E CLASS IV SUBGRADE STABILIZA- TION	TON	500.000	25.00000		12,500.00
0007	0134000000-E DRAINAGE DITCH EXCAVATION	CY	7.000	106.00000		742.00
0008	0195000000-E SELECT GRANULAR MATERIAL	CY	500.000	38.00000		19,000.00
0009	0196000000-E FABRIC FOR SOIL STABILIZATION	SY	500.000	1.00000		500.00
0010	0318000000-E FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	TON	10.000	18.00000		180.00
0011	0708000000-E 15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	LF	30.000	28.00000		840.00

State of NC
Dept of Transportation

Date: 04-21-08
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Contract ID: C201835 Project(s): BRZ-1347(2)
Letting Date: 05-20-08 Call Order: 019
Bidder: 3685 - Crowder Construction Company

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	0806000000-E 15" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	2.000 EA	102.00000		204.00	
0013	1121000000-E AGGREGATE BASE COURSE	76.000 TON	28.00000		2,128.00	
0014	1220000000-E INCIDENTAL STONE BASE	300.000 TON	26.00000		7,800.00	
0015	1275000000-E PRIME COAT	50.000 GAL	100.00000		5,000.00	
0016	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	192.000 TON	112.00000		21,504.00	
0017	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	125.000 TON	112.00000		14,000.00	
0018	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	20.000 TON	580.00000		11,600.00	
0019	2022000000-E SUBDRAIN EXCAVATION	224.000 CY	19.00000		4,256.00	
0020	2033000000-E SUBDRAIN FINE AGGREGATE	168.000 CY	48.00000		8,064.00	
0021	2044000000-E 6" PERFORATED SUBDRAIN PIPE	1,000.000 LF	12.00000		12,000.00	
0022	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	30.000 EA	30.00000		900.00	
0023	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	2.000 EA	450.00000		900.00	

State of NC
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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	12.000 LF	15.00000		180.00	
0025	2286000000-N MASONRY DRAINAGE STRUCTURES	1.000 EA	1,443.00000		1,443.00	
0026	2367000000-N FRAME WITH TWO GRATES, STD 840.29	1.000 EA	274.00000		274.00	
0027	2556000000-E SHOULDER BERM GUTTER	28.000 LF	51.00000		1,428.00	
0028	3030000000-E STEEL BM GUARDRAIL	100.000 LF	16.50000		1,650.00	
0029	3045000000-E STEEL BM GUARDRAIL, SHOP CURVED	112.500 LF	19.50000		2,193.75	
0030	3150000000-N ADDITIONAL GUARDRAIL POSTS	5.000 EA	43.00000		215.00	
0031	3210000000-N GUARDRAIL ANCHOR UNITS, TYPE CAT-1	1.000 EA	525.00000		525.00	
0032	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	3.000 EA	1,700.00000		5,100.00	
0033	3317000000-N GUARDRAIL ANCHOR UNITS, TYPE B-77	4.000 EA	1,150.00000		4,600.00	
0034	3578000000-N GENERIC FENCING ITEM RESET EXISTING GATE	1.000 EA	1,200.00000		1,200.00	
0035	3649000000-E RIP RAP, CLASS B	20.000 TON	36.00000		720.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0036	3656000000-E FILTER FABRIC FOR DRAINAGE	230.000 SY	1.00000		230.00	
0037	4400000000-E WORK ZONE SIGNS (STATIONARY)	104.000 SF	5.70000		592.80	
0038	4405000000-E WORK ZONE SIGNS (PORTABLE)	192.000 SF	5.40000		1,036.80	
0039	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	20.000 SF	5.60000		112.00	
0040	4430000000-N DRUMS	44.000 EA	35.50000		1,562.00	
0041	4435000000-N CONES	25.000 EA	17.50000		437.50	
0042	4445000000-E BARRICADES (TYPE III)	48.000 LF	28.75000		1,380.00	
0043	4455000000-N FLAGGER	40.000 MD	150.00000		6,000.00	
0044	4480000000-N TMIA	1.000 EA	10,770.00000		10,770.00	
0045	4810000000-E PAINT PAVEMENT MARKING LINES (4")	7,419.000 LF	0.42000		3,115.98	
0046	4850000000-E REMOVAL OF PAVEMENT MARKING LINES (4")	300.000 LF	1.00000		300.00	
0047	6000000000-E TEMPORARY SILT FENCE	650.000 LF	3.00000		1,950.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0048	6006000000-E STONE FOR EROSION CONTROL, CLASS A	90.000 TON	31.00000		2,790.00	
0049	6009000000-E STONE FOR EROSION CONTROL, CLASS B	170.000 TON	34.00000		5,780.00	
0050	6012000000-E SEDIMENT CONTROL STONE	50.000 TON	35.00000		1,750.00	
0051	6015000000-E TEMPORARY MULCHING	1.500 ACR	1,800.00000		2,700.00	
0052	6018000000-E SEED FOR TEMPORARY SEEDING	50.000 LB	9.00000		450.00	
0053	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	0.250 TON	4,000.00000		1,000.00	
0054	6029000000-E SAFETY FENCE	325.000 LF	2.75000		893.75	
0055	6030000000-E SILT EXCAVATION	420.000 CY	7.00000		2,940.00	
0056	6036000000-E MATTING FOR EROSION CONTROL	750.000 SY	2.25000		1,687.50	
0057	6037000000-E COIR FIBER MAT	25.000 SY	12.00000		300.00	
0058	6038000000-E PERMANENT SOIL REINFORCEMENT MAT	105.000 SY	15.00000		1,575.00	
0059	6042000000-E 1/4" HARDWARE CLOTH	20.000 LF	15.00000		300.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0060	6071030000-E COIR FIBER BAFFLES	100.000 LF	6.75000		675.00	
0061	6071050000-E *** SKIMMER (1-1/2")	4.000 EA	900.00000		3,600.00	
0062	6084000000-E SEEDING & MULCHING	1.500 ACR	2,800.00000		4,200.00	
0063	6087000000-E MOWING	1.000 ACR	400.00000		400.00	
0064	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	20.00000		1,000.00	
0065	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	4,500.00000		1,125.00	
0066	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	50.000 LB	7.00000		350.00	
0067	6108000000-E FERTILIZER TOPDRESSING	1.250 TON	1,500.00000		1,875.00	
0068	6114000000-N SPECIALIZED HAND MOWING	2.000 HR	75.00000		150.00	
0069	6117000000-N RESPONSE FOR EROSION CONTROL	12.000 EA	400.00000		4,800.00	
0070	6144000000-E GENERIC EROSION CONTROL ITEM POLYACRYLAMIDE (PAM)	27.000 LB	100.00000		2,700.00	
0071	6147000000-E GENERIC EROSION CONTROL ITEM WATTLE	75.000 LF	12.00000		900.00	

State of NC
Dept of Transportation

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Letting Date: 05-20-08 Call Order: 019
Bidder: 3685 - Crowder Construction Company

Line No.	Item Description	Approx. Quantity and Units	Unit Price Dollars Cts	Bid Amount Dollars Ct
Section 0001 Total				421,825.08
Section 0004 STRUCTURE ITEMS				
0072	8021000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (14+66.00-L-)	LUMP	LUMP	12,000.00
0073	8121000000-N UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (14+66.00-L-)	LUMP	LUMP	15,000.00
0074	8147000000-E REINFORCED CONCRETE DECK SLAB	SF 3,216.000	25.00000	80,400.00
0075	8161000000-E GROOVING BRIDGE FLOORS	SF 2,940.000	1.00000	2,940.00
0076	8182000000-E CLASS A CONCRETE (BRIDGE)	CY 34.000	900.00000	30,600.00
0077	8210000000-N BRIDGE APPROACH SLABS, STATION***** (14+66.00-L-)	LUMP	LUMP	12,000.00
0078	8217000000-E REINFORCING STEEL (BRIDGE)	LB 6,376.000	2.00000	12,752.00
0079	8280000000-E APPROX LBS STRUCTURALSTEEL	LUMP	LUMP	231,000.00
0080	8384000000-E HP14X73 STEEL PILES	LF 175.000	100.00000	17,500.00
0081	8391000000-N STEEL PILE POINTS	EA 14.000	250.00000	3,500.00

State of NC
 Dept of Transportation

Date: 04-21-08
 Revised:

Contract ID: C201835 Project(s): BRZ-1347(2)
 Letting Date: 05-20-08 Call Order: 019
 Bidder: 3685 - Crowder Construction Company

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0082	8503000000-E CONCRETE BARRIER RAIL	232.670 LF	81.00000		18,846.27	
0083	8608000000-E RIP RAP CLASS II (2'-0" THICK)	174.000 TON	75.00000		13,050.00	
0084	8622000000-E FILTER FABRIC FOR DRAINAGE	194.000 SY	4.00000		776.00	
0085	8692000000-N EVAZOTE JOINT SEALS	LUMP	LUMP		5,000.00	
Section 0004 Total					455,364.27	
Bid Total					877,189.35	✓

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: 12

PROPOSAL: C201835
 LETTING: L080520 CALL: 019
 VENDOR: 3685 Crowder Construction Company

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE SUBCONTRACTOR: 3230 HIATT & MASON ENTERPRISES, INC						
Will Use Quote: Yes						
0074	8147000000-E	REINF CONCRE	SF	3216.000	5.42000	17430.72
0077	8210000000-N	BRG APPR SLA	LS	1.000	3819.00000	3819.00
0078	8217000000-E	REINF STEEL	LB	6376.000	0.79000	5037.04
0082	8503000000-E	CONCRETE BAR	LF	232.670	14.48000	3369.06

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 29,655.82
 DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 29,655.82 ✓

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 3.38% or 29655.82
 Required: 3.00% or 26315.68
 <GOAL MET>

Contract Item Sheets For C201835

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	45,000.00	45,000.00
0002	0029000000-N	SP	REINFORCED BRIDGE APPROACH FILL, STATION ***** (14 + 66.00)	Lump Sum LS	12,000.00	12,000.00
0003	0043000000-N	226	GRADING	Lump Sum LS	150,000.00	150,000.00
0004	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	50.00	50.00
0005	0057000000-E	226	UNDERCUT EXCAVATION	100 CY	17.00	1,700.00
0006	0080000000-E	SP	CLASS IV SUBGRADE STABILIZA- TION	500 TON	25.00	12,500.00
0007	0134000000-E	240	DRAINAGE DITCH EXCAVATION	7 CY	106.00	742.00
0008	0195000000-E	265	SELECT GRANULAR MATERIAL	500 CY	38.00	19,000.00
0009	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	500 SY	1.00	500.00
0010	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	10 TON	18.00	180.00
0011	0708000000-E	310	15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	30 LF	28.00	840.00
0012	0806000000-E	310	15" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	2 EA	102.00	204.00
0013	1121000000-E	520	AGGREGATE BASE COURSE	76 TON	28.00	2,128.00
0014	1220000000-E	545	INCIDENTAL STONE BASE	300 TON	26.00	7,800.00
0015	1275000000-E	600	PRIME COAT	50 GAL	100.00	5,000.00
0016	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	192 TON	112.00	21,504.00
0017	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	125 TON	112.00	14,000.00
0018	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	20 TON	580.00	11,600.00

Contract Item Sheets For C201835

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	2022000000-E	815	SUBDRAIN EXCAVATION	224 CY	19.00	4,256.00
0020	2033000000-E	815	SUBDRAIN FINE AGGREGATE	168 CY	48.00	8,064.00
0021	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	1,000 LF	12.00	12,000.00
0022	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	30 EA	30.00	900.00
0023	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	2 EA	450.00	900.00
0024	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	12 LF	15.00	180.00
0025	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	1 EA	1,443.00	1,443.00
0026	2367000000-N	840	FRAME WITH TWO GRATES, STD 840.29	1 EA	274.00	274.00
0027	2556000000-E	846	SHOULDER BERM GUTTER	28 LF	51.00	1,428.00
0028	3030000000-E	862	STEEL BM GUARDRAIL	100 LF	16.50	1,650.00
0029	3045000000-E	862	STEEL BM GUARDRAIL, SHOP CURVED	112.5 LF	19.50	2,193.75
0030	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	43.00	215.00
0031	3210000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE CAT-1	1 EA	525.00	525.00
0032	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	3 EA	1,700.00	5,100.00
0033	3317000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE B-77	4 EA	1,150.00	4,600.00
0034	3578000000-N	SP	GENERIC FENCING ITEM RESET EXISTING GATE	1 EA	1,200.00	1,200.00
0035	3649000000-E	876	RIP RAP, CLASS B	20 TON	36.00	720.00
0036	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	230 SY	1.00	230.00

Contract Item Sheets For C201835

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0037	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	104 SF	5.70	592.80
0038	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	192 SF	5.40	1,036.80
0039	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	20 SF	5.60	112.00
0040	4430000000-N	1130	DRUMS	44 EA	35.50	1,562.00
0041	4435000000-N	1135	CONES	25 EA	17.50	437.50
0042	4445000000-E	1145	BARRICADES (TYPE III)	48 LF	28.75	1,380.00
0043	4455000000-N	1150	FLAGGER	40 MD	150.00	6,000.00
0044	4480000000-N	1165	TMIA	1 EA	10,770.00	10,770.00
0045	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	7,419 LF	0.42	3,115.98
0046	4850000000-E	1205	REMOVAL OF PAVEMENT MARKING LINES (4")	300 LF	1.00	300.00
0047	6000000000-E	1605	TEMPORARY SILT FENCE	650 LF	3.00	1,950.00
0048	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	90 TON	31.00	2,790.00
0049	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	170 TON	34.00	5,780.00
0050	6012000000-E	1610	SEDIMENT CONTROL STONE	50 TON	35.00	1,750.00
0051	6015000000-E	1615	TEMPORARY MULCHING	1.5 ACR	1,800.00	2,700.00
0052	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	50 LB	9.00	450.00
0053	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEEDING	0.25 TON	4,000.00	1,000.00
0054	6029000000-E	SP	SAFETY FENCE	325 LF	2.75	893.75
0055	6030000000-E	1630	SILT EXCAVATION	420 CY	7.00	2,940.00

Contract Item Sheets For C201835

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0056	6036000000-E	1631	MATTING FOR EROSION CONTROL	750 SY	2.25	1,687.50
0057	6037000000-E	SP	COIR FIBER MAT	25 SY	12.00	300.00
0058	6038000000-E	SP	PERMANENT SOIL REINFORCEMENT MAT	105 SY	15.00	1,575.00
0059	6042000000-E	1632	1/4" HARDWARE CLOTH	20 LF	15.00	300.00
0060	6071030000-E	SP	COIR FIBER BAFFLES	100 LF	6.75	675.00
0061	6071050000-E	SP	*** SKIMMER (1-1/2")	4 EA	900.00	3,600.00
0062	6084000000-E	1660	SEEDING & MULCHING	1.5 ACR	2,800.00	4,200.00
0063	6087000000-E	1660	MOWING	1 ACR	400.00	400.00
0064	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	20.00	1,000.00
0065	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	4,500.00	1,125.00
0066	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	7.00	350.00
0067	6108000000-E	1665	FERTILIZER TOPDRESSING	1.25 TON	1,500.00	1,875.00
0068	6114000000-N	SP	SPECIALIZED HAND MOWING	2 HR	75.00	150.00
0069	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	12 EA	400.00	4,800.00
0070	6144000000-E	SP	GENERIC EROSION CONTROL ITEM POLYACRYLAMIDE (PAM)	27 LB	100.00	2,700.00
0071	6147000000-E	SP	GENERIC EROSION CONTROL ITEM WATTLE	75 LF	12.00	900.00

Contract Item Sheets For C201835

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0072	8021000000-N	SP	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (14+66.00-L-)	Lump Sum LS	12,000.00	12,000.00
0073	8121000000-N	412	UNCLASSIFIED STRUCTURE EXCAVA- TION AT STATION ***** (14+66.00-L-)	Lump Sum LS	15,000.00	15,000.00
0074	8147000000-E	420	REINFORCED CONCRETE DECK SLAB	3,216 SF	25.00	80,400.00
0075	8161000000-E	420	GROOVING BRIDGE FLOORS	2,940 SF	1.00	2,940.00
0076	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	34 CY	900.00	30,600.00
0077	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (14+66.00-L-)	Lump Sum LS	12,000.00	12,000.00
0078	8217000000-E	425	REINFORCING STEEL (BRIDGE)	6,376 LB	2.00	12,752.00
0079	8280000000-E	440	APPROX LBS STRUCTURAL STEEL	115,600 LS	231,000.00	231,000.00
0080	8384000000-E	450	HP14X73 STEEL PILES	175 LF	100.00	17,500.00
0081	8391000000-N	450	STEEL PILE POINTS	14 EA	250.00	3,500.00
0082	8503000000-E	460	CONCRETE BARRIER RAIL	232.67 LF	81.00	18,846.27
0083	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	174 TON	75.00	13,050.00
0084	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	194 SY	4.00	776.00
0085	8692000000-N	SP	EVAZOTE JOINT SEALS	Lump Sum LS	5,000.00	5,000.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$877,189.35 ✓

Contract Number C201835
County Cherokee

Rev 02-17-04

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

The Contractor being duly sworn, solemnly swears (or affirms) that neither he, nor any official, agent or employee has entered into any agreement, participated in any collusion, or otherwise taken any action which is in restraint of free competitive bidding in connection with this Contract, and that the Contractor intends to do the work with his own bonafide employees or subcontractors and did not bid for the benefit of another contractor.

By submitting this Execution of Contract, Non-Collusion affidavit and Debarment Certification, the Contractor is certifying his status under penalty of perjury under the laws of the United States in accordance with the Debarment Certification attached, provided that the Debarment Certification also includes any required statements concerning exceptions that are applicable.

SIGNATURE OF CONTRACTOR

Crowder Construction Company
Print or type full name of Corporation

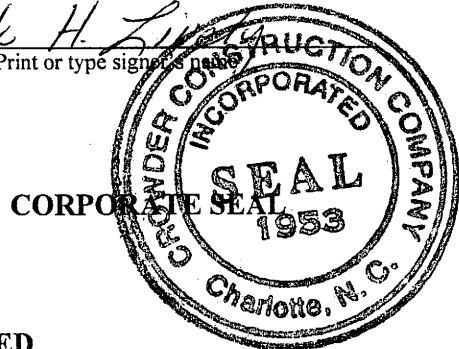
P.O. Box 30292 Charlotte, NC 28230
Address as Prequalified

Attest [Signature]
Secretary/Assistant Secretary
Delete inappropriate title

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

Terry Matthews
Print or type signer's name

Mark H. Linn
Print or type signer's name



AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

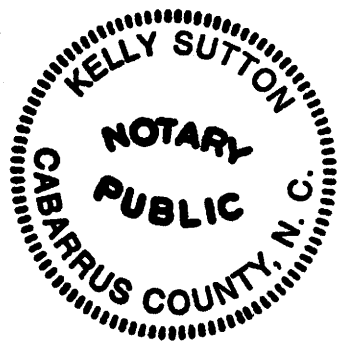
Subscribed and sworn to before me this the
11th day of June, 2008.

[Signature]
Signature of Notary Public

of Cabarrus County

State of North Carolina

My Commission Expires: 6/13/2012



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.

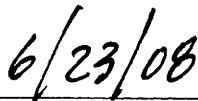
Contract No **C201835**

County (ies): **Cherokee**

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

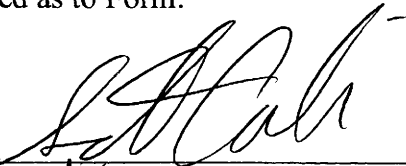


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Assistant Attorney General

Contract No. C201835
County Cherokee

Rev. 5-13-08

CONTRACT PAYMENT BOND

Date of Payment Bond Execution: June 11, 2008

Name of Principal Contractor: Crowder Construction Company

Name of Surety: Liberty Mutual Insurance Company

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

Amount of Bond: \$877,189.35

Contract ID No.: C201835

County Name(s): Cherokee

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. C201835
County Cherokee

Rev 02-13-04

CONTRACT PAYMENT BOND

Affix Seal of Surety Company

LIBERTY MUTUAL INSURANCE COMPANY

Print or type Surety Company Name

By Donna K. Ashley

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

Donna K. Ashley
Signature of Attorney-in-Fact

Jennifer C. Hoehn
Signature of witness

Jennifer C. Hoehn

Print or type witness' name

C/O Wachovia Insurance Company
P.O. Box 220748, Charlotte, NC 28222

Address of Attorney-in-Fact

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

CROWDER CONSTRUCTION COMPANY

Print or type full name of Corporation

P.O. Box 30292, Charlotte, NC 28230

Address as prequalified

By

Mark H. Lively

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

Delete inappropriate title

MARK H. Lively

Print or type signer's name

Attest

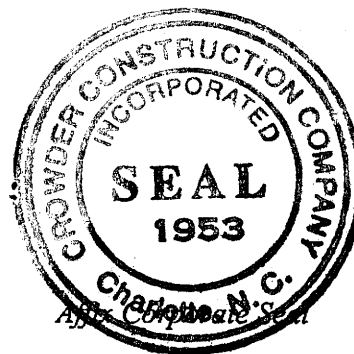
[Signature]

Signature of ~~Secretary, Assistant Secretary~~

Delete inappropriate title

Terry Matthews

Print or type signer's name



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

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

LIBERTY MUTUAL INSURANCE COMPANY
BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Liberty Mutual Insurance Company (the "Company"), a Massachusetts stock insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint ANGELA D. RAMSEY, DONNA K. ASHLEY, WENDY E. LAHM, JENNIFER C. HOEHN, WILLIAM J. QUINN, JOHN D. LEAK, III, G. TIMOTHY WILKERSON, JOHN F. THOMAS, ALL OF THE CITY OF CHARLOTTE, STATE OF NORTH CAROLINA.....

, each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations in the penal sum not exceeding SEVENTY FIVE MILLION AND 00/100***** DOLLARS (\$ 75,000,000.00*****) each, and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

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

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

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

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

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

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

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this 27th day of February 2008.

LIBERTY MUTUAL INSURANCE COMPANY

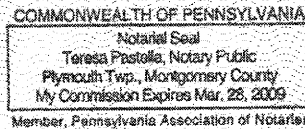
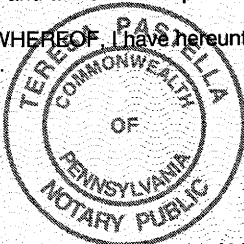


By Garnet W. Elliott, Assistant Secretary

COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 27th day of February, 2008, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

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



By Teresa Pastella, Notary Public

CERTIFICATE

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

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

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

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



By David M. Carey, Assistant Secretary

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

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

Contract No. C201835
County Cherokee

Rev. 5-13-08

Bond #018-016-850

CONTRACT PERFORMANCE BOND

Date of Contract Bond Execution June 11, 2008

Name of Principal Contractor: Crowder Construction Company

Name of Surety: Liberty Mutual Insurance Company

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

Amount of Bond: \$877,189.35

Contract ID No.: C201835

County Name(s): Cherokee

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

LIBERTY MUTUAL INSURANCE
Print or type Surety Company Name

By Donna K. Ashley
Attorney-in-Fact
Print, stamp, or type name of Attorney-in Fact

Donna K. Ashley
Signature of Attorney-in-Fact

Jennifer C. Hoehn
Signature of witness

Jennifer C. Hoehn
Print or type witness' name

C/O Wachovia Insurance Company
P.O. Box 220748, Charlotte, NC 28222
Address of Attorney-in-Fact

CONTRACT PERFORMANCE BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

CROWDER CONSTRUCTION COMPANY

Print full name of Corporation

P.O. Box 30292, Charlotte, NC 28230

Address as prequalified

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

MARK H. Lively
Print or type signer's name

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

TERRY MATTHEWS
Print or type signer's name



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

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

LIBERTY MUTUAL INSURANCE COMPANY
BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

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

ANGELA D. RAMSEY, DONNA K. ASHLEY, WENDY E. LAHM, JENNIFER C. HOEHN, WILLIAM J. QUINN, JOHN D. LEAK, III, G. TIMOTHY WILKERSON, JOHN F. THOMAS, ALL OF THE CITY OF CHARLOTTE, STATE OF NORTH CAROLINA.....

, each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations in the penal sum not exceeding SEVENTY FIVE MILLION AND 00/100***** DOLLARS (\$ 75,000,000.00*****) each, and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

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

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

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

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

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

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

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this 27th day of February 2008

LIBERTY MUTUAL INSURANCE COMPANY

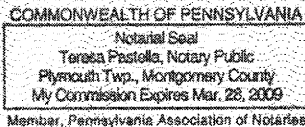
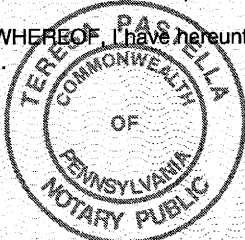


By Garnet W. Elliott, Assistant Secretary

COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 27th day of February, 2008, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

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



By Teresa Pastella, Notary Public

CERTIFICATE

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

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

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

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



By David M. Carey, Assistant Secretary

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

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

