

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

C201849

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C201849

WBS 33399.3.1 BRSTP-0009(1)

T.I.P NO. B-4032

COUNTY OF BUNCOMBE

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER NC 9 LENGTH 0.168 MILES

LOCATION BRIDGE OVER BROAD RIVER AND APPROACHES ON NC-9.

CONTRACTOR DANE CONSTRUCTION, INC.

ADDRESS P.O. BOX 800
MOORESVILLE, NC 28115

BIDS OPENED JUNE 17, 2008

CONTRACT EXECUTION JUL 28 2008

Dane Construction, Inc. (3377).

Vendor 1 of 4 Vendors for Call Order 013 (Proposal ID C201849).

County: BUNCOMBE
Address: PO Box 800
Mooresville, NC 28115

Phone Number: 704-664-5042

Signature Check: This bid has been properly signed by Michael_E._Dane_3377.

Time Bid Received: Tue Jun 17 13:55:50 2008

Bid Checksum: AAAD3127

Amendment Count: 0

Bidding Errors: This bid contains errors.

Bid Total: \$1,518,795.01 ✓

Bond ID: SNC08753930

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$75,939.75

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 6/12/2008 10:29:30 AM

Surety Name: Travelers Casualty and Surety Company of Ame

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 - 5.8 %*

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
2855	BOSS CONSTRUCTION CO., INC. 229 BOXWOOD CHURCH ROAD , MOCKSVILLE, NC 27028		Sub	9,602.45
4898	BULLINGTON CONSTRUCTION INC 417 FOXGLOVE LANE , INDIAN TRAIL, NC 28079		Sub	22,650.00
3230	HIATT & MASON ENTERPRISES, INC POST OFFICE BOX 1378 , MOUNT AIRY, NC 27030		Sub	34,127.42
5266	NORTH STATE ENVIRONMENTAL, INC 2889 LOWERY ST SUITE B , WINSTON-SALEM, NC 27101		Sub	9,956.25
			TOTAL:	\$76,336.12 5.03%

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: SNC08753930
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: Travelers Casualty and Surety Company of America

State of NC
 Dept of Transportation

Date: 05-20-08
 Revised:

Contract ID: C201849 Project(s): BRSTP-0009(1)
 Letting Date: 06-17-08 Call Order: 013
 Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 ROADWAY ITEMS						
0001	0000100000-N MOBILIZATION	LUMP	LUMP			77,585.00
0002	0015000000-N SEALING ABANDONED WELLS	EA 1.000	2,500.00000			2,500.00
0003	0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (19+57.50 -L-)	LUMP	LUMP			18,780.00
0004	0043000000-N GRADING	LUMP	LUMP			185,000.00
0005	0050000000-E SUPPLEMENTARY CLEARING & GRUB-BING	ACR 1.000	1.00000			1.00
0006	0057000000-E UNDERCUT EXCAVATION	CY 20.000	25.00000			500.00
0007	0080000000-E CLASS IV SUBGRADE STABILIZATION	TON 500.000	25.00000			12,500.00
0008	0134000000-E DRAINAGE DITCH EXCAVATION	CY 10.000	15.00000			150.00
0009	0195000000-E SELECT GRANULAR MATERIAL	CY 1,000.000	32.00000			32,000.00
0010	0196000000-E FABRIC FOR SOIL STABILIZATION	SY 1,000.000	2.50000			2,500.00
0011	0318000000-E FOUNDATION CONDITIONING MATERIAL, MINOR STRS	TON 31.000	25.00000			775.00

State of NC
Dept of Transportation

Date: 05-20-08
Revised:

Contract ID: C201849 Project(s): BRSTP-0009(1)
Letting Date: 06-17-08 Call Order: 013
Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	0343000000-E 15" SIDE DRAIN PIPE	56.000 LF	30.00000		1,680.00	
0013	0345000000-E 24" SIDE DRAIN PIPE	116.000 LF	35.00000		4,060.00	
0014	0366000000-E 15" RC PIPE CULVERTS, CLASS III	8.000 LF	35.00000		280.00	
0015	0372000000-E 18" RC PIPE CULVERTS, CLASS III	104.000 LF	40.00000		4,160.00	
0016	0995000000-E PIPE REMOVAL	132.000 LF	11.00000		1,452.00	
0017	1220000000-E INCIDENTAL STONE BASE	25.000 TON	25.00000		625.00	
0018	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	780.000 TON	65.00000		50,700.00	
0019	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	690.000 TON	65.00000		44,850.00	
0020	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	75.000 TON	615.00000		46,125.00	
0021	1693000000-E ASPHALT PLANT MIX, PAVEMENT REPAIR	25.000 TON	250.00000		6,250.00	
0022	2000000000-N RIGHT OF WAY MARKERS	17.000 EA	345.00000		5,865.00	
0023	2022000000-E SUBDRAIN EXCAVATION	224.000 CY	10.00000		2,240.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	2033000000-E SUBDRAIN FINE AGGREGATE	168.000 CY	34.00000		5,712.00	
0025	2044000000-E 6" PERFORATED SUBDRAIN PIPE	1,000.000 LF	8.00000		8,000.00	
0026	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	30.000 EA	20.00000		600.00	
0027	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	2.000 EA	500.00000		1,000.00	
0028	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	12.000 LF	30.00000		360.00	
0029	2253000000-E PIPE COLLARS	1.000 CY	800.00000		800.00	
0030	2286000000-N MASONRY DRAINAGE STRUCTURES	2.000 EA	1,500.00000		3,000.00	
0031	2366000000-N FRAME WITH TWO GRATES, STD 840.24	1.000 EA	500.00000		500.00	
0032	2367000000-N FRAME WITH TWO GRATES, STD 840.29	1.000 EA	500.00000		500.00	
0033	2556000000-E SHOULDER BERM GUTTER	80.000 LF	45.00000		3,600.00	
0034	3030000000-E STEEL BM GUARDRAIL	100.000 LF	20.00000		2,000.00	
0035	3150000000-N ADDITIONAL GUARDRAIL POSTS	5.000 EA	10.00000		50.00	

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			Dollars	Cts	Dollars	Ct
0036	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	EA 4.000	2,100.00000		8,400.00	
0037	3317000000-N GUARDRAIL ANCHOR UNITS, TYPE B-77	EA 4.000	1,400.00000		5,600.00	
0038	3380000000-E TEMPORARY STEEL BM GUARDRAIL	LF 200.000	4.00000		800.00	
0039	3387000000-N GUARDRAIL ANCHOR UNITS, TYPE ***** TEMPORARY (B-77)	EA 4.000	700.00000		2,800.00	
0040	3389100000-N GUARDRAIL ANCHOR UNITS, TYPE 350 TEMPORARY	EA 4.000	750.00000		3,000.00	
0041	3649000000-E RIP RAP, CLASS B	TON 225.000	30.00000		6,750.00	
0042	3656000000-E FILTER FABRIC FOR DRAINAGE	SY 925.000	3.00000		2,775.00	
0043	4400000000-E WORK ZONE SIGNS (STATIONARY)	SF 90.000	6.25000		562.50	
0044	4405000000-E WORK ZONE SIGNS (PORTABLE)	SF 100.000	5.40000		540.00	
0045	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	SF 80.000	5.60000		448.00	
0046	4430000000-N DRUMS	EA 80.000	34.50000		2,760.00	
0047	4435000000-N CONES	EA 80.000	16.95000		1,356.00	

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			Dollars	Cts	Dollars	Ct
0048	4445000000-E BARRICADES (TYPE III)	64.000 LF	28.50000		1,824.00	
0049	4455000000-N FLAGGER	50.000 MD	145.00000		7,250.00	
0050	4650000000-N TEMPORARY RAISED PAVEMENT MARKERS	100.000 EA	10.50000		1,050.00	
0051	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	1,800.000 LF	0.75000		1,350.00	
0052	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	1,800.000 LF	0.85000		1,530.00	
0053	4810000000-E PAINT PAVEMENT MARKING LINES (4")	15,200.000 LF	0.32000		4,864.00	
0054	4905000000-N SNOWPLOWABLE PAVEMENT MARKERS	25.000 EA	55.00000		1,375.00	
0055	6000000000-E TEMPORARY SILT FENCE	1,000.000 LF	2.30000		2,300.00	
0056	6006000000-E STONE FOR EROSION CONTROL, CLASS A	150.000 TON	30.00000		4,500.00	
0057	6009000000-E STONE FOR EROSION CONTROL, CLASS B	210.000 TON	30.00000		6,300.00	
0058	6012000000-E SEDIMENT CONTROL STONE	105.000 TON	30.00000		3,150.00	
0059	6015000000-E TEMPORARY MULCHING	3.000 ACR	2,000.00000		6,000.00	

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			Dollars	Cts	Dollars	Ct
0060	6018000000-E SEED FOR TEMPORARY SEEDING	150.000 LB	10.00000		1,500.00	
0061	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	1.500 TON	1,000.00000		1,500.00	
0062	6029000000-E SAFETY FENCE	275.000 LF	2.15000		591.25	
0063	6030000000-E SILT EXCAVATION	525.000 CY	5.00000		2,625.00	
0064	6036000000-E MATTING FOR EROSION CONTROL	725.000 SY	5.00000		3,625.00	
0065	6037000000-E COIR FIBER MAT	20.000 SY	10.00000		200.00	
0066	6042000000-E 1/4" HARDWARE CLOTH	150.000 LF	8.00000		1,200.00	
0067	6071030000-E COIR FIBER BAFFLES	200.000 LF	8.00000		1,600.00	
0068	6071050000-E *** SKIMMER (1-1/2")	3.000 EA	900.00000		2,700.00	
0069	6084000000-E SEEDING & MULCHING	3.500 ACR	5,000.00000		17,500.00	
0070	6087000000-E MOWING	2.000 ACR	50.00000		100.00	
0071	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	1.00000		50.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0072	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	1,000.00000		250.00	
0073	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	75.000 LB	1.00000		75.00	
0074	6108000000-E FERTILIZER TOPDRESSING	2.250 TON	800.00000		1,800.00	
0075	6114000000-N SPECIALIZED HAND MOWING	2.000 HR	50.00000		100.00	
0076	6117000000-N RESPONSE FOR EROSION CONTROL	12.000 EA	200.00000		2,400.00	
0077	6123000000-E REFORESTATION	0.250 ACR	1,000.00000		250.00	
Section 0001 Total					642,050.75	
Section 0004 STRUCTURE ITEMS						
0078	8007000000-N CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP STRUCTURE AT STA ***** (19+57.50-L-)	LUMP	LUMP		260,000.00	
0079	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (19+57.50-L-)	LUMP	LUMP		22,000.00	
0080	8121000000-N UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (19+57.50-L-)	LUMP	LUMP		11,820.00	
0081	8147000000-E REINFORCED CONCRETE DECK SLAB	3,085.000 SF	31.00000		95,635.00	

State of NC
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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0082	8161000000-E GROOVING BRIDGE FLOORS	3,278.000 SF	0.75000		2,458.50	
0083	8182000000-E CLASS A CONCRETE (BRIDGE)	56.600 CY	750.00000		42,450.00	
0084	8210000000-N BRIDGE APPROACH SLABS, STATION***** (19+57.50-L-)	LUMP	LUMP		23,035.00	
0085	8217000000-E REINFORCING STEEL (BRIDGE)	7,722.000 LB	1.10000		8,494.20	
0086	8280000000-E APPROX LBS STRUCTURALSTEEL	LUMP	LUMP		330,435.00	
0087	8364000000-E HP12X53 STEEL PILES	650.000 LF	64.55000		41,957.50	
0088	8391000000-N STEEL PILE POINTS	10.000 EA	145.00000		1,450.00	
0089	8503000000-E CONCRETE BARRIER RAIL	185.770 LF	71.50000		13,282.56	
0090	8608000000-E RIP RAP CLASS II (2'-0" THICK)	289.000 TON	46.00000		13,294.00	
0091	8622000000-E FILTER FABRIC FOR DRAINAGE	321.000 SY	2.50000		802.50	
0092	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP		3,910.00	
0093	8692000000-N EVAZOTE JOINT SEALS	LUMP	LUMP		5,720.00	

State of NC
 Dept of Transportation

Date: 05-20-08
 Revised:

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 Letting Date: 06-17-08 Call Order: 013
 Bidder: 3377 - Dane Construction, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Cts
	Section 0004 Total				876,744.26	
	Bid Total				1,518,795.01	

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:

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: 05-20-08
PAGE: 13

PROPOSAL: C201849
LETTING: L080617 CALL: 013
VENDOR: 3377 Dane Construction, Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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DBE SUBCONTRACTOR: 2855 BOSS CONSTRUCTION CO., INC.
Will Use Quote: Yes

0089	8503000000-E	CONCRETE BAR LF Slipform only		185.770	51.69000	9602.45
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DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 9,602.45
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 9,602.45 ✓

DBE SUBCONTRACTOR: 4898 BULLINGTON CONSTRUCTION INC
Will Use Quote: Yes

0035	3150000000-N	ADDIT GUARDR EA		5.000	10.00000	50.00
0034	3030000000-E	STL BM GUARD LF		100.000	20.00000	2000.00
0036	3270000000-N	GR ANCHOR TY EA		4.000	2100.00000	8400.00
0037	3317000000-N	GR ANCHOR TY EA		4.000	1400.00000	5600.00
0038	3380000000-E	TEMP STL BM LF		200.000	4.00000	800.00
0039	3387000000-N	GDRL ANCH UN EA		4.000	700.00000	2800.00
0040	3389100000-N	GDRL ANCH UN EA		4.000	750.00000	3000.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 22,650.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 22,650.00 ✓

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

0081	8147000000-E	REINF CONCRE SF Furnish and Install Rebar and SIP only		3085.000	8.25000	25451.25
0084	8210000000-N	BRG APPR SLA LS Furnish and Install Rebar Only		1.000	4743.39000	4743.39
0085	8217000000-E	REINF STEEL LB Furnish and Install Only		7722.000	0.08880	685.71
0089	8503000000-E	CONCRETE BAR LF Furnish and Install Only		185.770	13.98000	2597.06
0087	8364000000-E	HP12X53 PILE LF		650.000	1.00000	650.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 34,127.42
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 34,127.42 ✓

DBE SUBCONTRACTOR: 5266 NORTH STATE ENVIRONMENTAL, INC
Will Use Quote: Yes

0022	2000000000-N	RIGHT OF WAY EA		17.000	345.00000	5865.00
0055	6000000000-E	TEMPORARY SI LF		1000.000	2.30000	2300.00
0062	6029000000-E	SAFETY FENCE LF		275.000	2.15000	591.25
0066	6042000000-E	1/4" HARDWAR LF		150.000	8.00000	1200.00

Check: AAAD3127 Page 13

Contract Item Sheets For C201849

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	77,585.00	77,585.00
0002	0015000000-N	205	SEALING ABANDONED WELLS	1 EA	2,500.00	2,500.00
0003	0029000000-N	SP	REINFORCED BRIDGE APPROACH FILL, STATION ***** (19+57.50 -L-)	Lump Sum LS	18,780.00	18,780.00
0004	0043000000-N	226	GRADING	Lump Sum LS	185,000.00	185,000.00
0005	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	1.00	1.00
0006	0057000000-E	226	UNDERCUT EXCAVATION	20 CY	25.00	500.00
0007	0080000000-E	SP	CLASS IV SUBGRADE STABILIZA- TION	500 TON	25.00	12,500.00
0008	0134000000-E	240	DRAINAGE DITCH EXCAVATION	10 CY	15.00	150.00
0009	0195000000-E	265	SELECT GRANULAR MATERIAL	1,000 CY	32.00	32,000.00
0010	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	1,000 SY	2.50	2,500.00
0011	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	31 TON	25.00	775.00
0012	0343000000-E	310	15" SIDE DRAIN PIPE	56 LF	30.00	1,680.00
0013	0345000000-E	310	24" SIDE DRAIN PIPE	116 LF	35.00	4,060.00
0014	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	8 LF	35.00	280.00
0015	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	104 LF	40.00	4,160.00
0016	0995000000-E	340	PIPE REMOVAL	132 LF	11.00	1,452.00
0017	1220000000-E	545	INCIDENTAL STONE BASE	25 TON	25.00	625.00
0018	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	780 TON	65.00	50,700.00

Contract Item Sheets For C201849

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	690 TON	65.00	44,850.00
0020	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	75 TON	615.00	46,125.00
0021	1693000000-E	654	ASPHALT PLANT MIX, PAVEMENT REPAIR	25 TON	250.00	6,250.00
0022	2000000000-N	806	RIGHT OF WAY MARKERS	17 EA	345.00	5,865.00
0023	2022000000-E	815	SUBDRAIN EXCAVATION	224 CY	10.00	2,240.00
0024	2033000000-E	815	SUBDRAIN FINE AGGREGATE	168 CY	34.00	5,712.00
0025	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	1,000 LF	8.00	8,000.00
0026	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	30 EA	20.00	600.00
0027	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	2 EA	500.00	1,000.00
0028	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	12 LF	30.00	360.00
0029	2253000000-E	840	PIPE COLLARS	1 CY	800.00	800.00
0030	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	2 EA	1,500.00	3,000.00
0031	2366000000-N	840	FRAME WITH TWO GRATES, STD 840.24	1 EA	500.00	500.00
0032	2367000000-N	840	FRAME WITH TWO GRATES, STD 840.29	1 EA	500.00	500.00
0033	2556000000-E	846	SHOULDER BERM GUTTER	80 LF	45.00	3,600.00
0034	3030000000-E	862	STEEL BM GUARDRAIL	100 LF	20.00	2,000.00
0035	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	10.00	50.00
0036	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	4 EA	2,100.00	8,400.00

Contract Item Sheets For C201849

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0037	3317000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE B-77	4 EA	1,400.00	5,600.00
0038	3380000000-E	862	TEMPORARY STEEL BM GUARDRAIL	200 LF	4.00	800.00
0039	3387000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE ***** TEMPORARY (B-77)	4 EA	700.00	2,800.00
0040	3389100000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350 TEMPORARY	4 EA	750.00	3,000.00
0041	3649000000-E	876	RIP RAP, CLASS B	225 TON	30.00	6,750.00
0042	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	925 SY	3.00	2,775.00
0043	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	90 SF	6.25	562.50
0044	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	100 SF	5.40	540.00
0045	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	80 SF	5.60	448.00
0046	4430000000-N	1130	DRUMS	80 EA	34.50	2,760.00
0047	4435000000-N	1135	CONES	80 EA	16.95	1,356.00
0048	4445000000-E	1145	BARRICADES (TYPE III)	64 LF	28.50	1,824.00
0049	4455000000-N	1150	FLAGGER	50 MD	145.00	7,250.00
0050	4650000000-N	1251	TEMPORARY RAISED PAVEMENT MARKERS	100 EA	10.50	1,050.00
0051	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	1,800 LF	0.75	1,350.00
0052	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	1,800 LF	0.85	1,530.00
0053	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	15,200 LF	0.32	4,864.00
0054	4905000000-N	1253	SNOWPLOWABLE PAVEMENT MARKERS	25 EA	55.00	1,375.00

Contract Item Sheets For C201849

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0055	6000000000-E	1605	TEMPORARY SILT FENCE	1,000 LF	2.30	2,300.00
0056	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	150 TON	30.00	4,500.00
0057	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	210 TON	30.00	6,300.00
0058	6012000000-E	1610	SEDIMENT CONTROL STONE	105 TON	30.00	3,150.00
0059	6015000000-E	1615	TEMPORARY MULCHING	3 ACR	2,000.00	6,000.00
0060	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	150 LB	10.00	1,500.00
0061	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEED- ING	1.5 TON	1,000.00	1,500.00
0062	6029000000-E	SP	SAFETY FENCE	275 LF	2.15	591.25
0063	6030000000-E	1630	SILT EXCAVATION	525 CY	5.00	2,625.00
0064	6036000000-E	1631	MATTING FOR EROSION CONTROL	725 SY	5.00	3,625.00
0065	6037000000-E	SP	COIR FIBER MAT	20 SY	10.00	200.00
0066	6042000000-E	1632	1/4" HARDWARE CLOTH	150 LF	8.00	1,200.00
0067	6071030000-E	SP	COIR FIBER BAFFLES	200 LF	8.00	1,600.00
0068	6071050000-E	SP	*** SKIMMER (1-1/2")	3 EA	900.00	2,700.00
0069	6084000000-E	1660	SEEDING & MULCHING	3.5 ACR	5,000.00	17,500.00
0070	6087000000-E	1660	MOWING	2 ACR	50.00	100.00
0071	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	1.00	50.00
0072	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	1,000.00	250.00
0073	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	75 LB	1.00	75.00

Contract Item Sheets For C201849

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0074	6108000000-E	1665	FERTILIZER TOPDRESSING	2.25 TON	800.00	1,800.00
0075	6114000000-N	SP	SPECIALIZED HAND MOWING	2 HR	50.00	100.00
0076	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	12 EA	200.00	2,400.00
0077	6123000000-E	1670	REFORESTATION	0.25 ACR	1,000.00	250.00

Contract Item Sheets For C201849

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0078	8007000000-N	SP	CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP STRUCTURE AT STA ***** (19+57.50-L-)	Lump Sum LS	260,000.00	260,000.00
0079	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (19+57.50-L-)	Lump Sum LS	22,000.00	22,000.00
0080	8121000000-N	412	UNCLASSIFIED STRUCTURE EXCAVA- TION AT STATION ***** (19+57.50-L-)	Lump Sum LS	11,820.00	11,820.00
0081	8147000000-E	420	REINFORCED CONCRETE DECK SLAB	3,085 SF	31.00	95,635.00
0082	8161000000-E	420	GROOVING BRIDGE FLOORS	3,278 SF	0.75	2,458.50
0083	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	56.6 CY	750.00	42,450.00
0084	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (19+57.50-L-)	Lump Sum LS	23,035.00	23,035.00
0085	8217000000-E	425	REINFORCING STEEL (BRIDGE)	7,722 LB	1.10	8,494.20
0086	8280000000-E	440	APPROX LBS STRUCTURAL STEEL	128,400 LS	330,435.00	330,435.00
0087	8364000000-E	450	HP12X53 STEEL PILES	650 LF	64.55	41,957.50
0088	8391000000-N	450	STEEL PILE POINTS	10 EA	145.00	1,450.00
0089	8503000000-E	460	CONCRETE BARRIER RAIL	185.77 LF	71.50	13,282.56
0090	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	289 TON	46.00	13,294.00
0091	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	321 SY	2.50	802.50
0092	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	3,910.00	3,910.00
0093	8692000000-N	SP	EVAZOTE JOINT SEALS	Lump Sum LS	5,720.00	5,720.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

✓ \$1,518,795.01

NCDOT Project No: C201849
County Buncombe County, NC

**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

Dane Construction, Inc.

Print or type full name of Corporation

PO Box 800, Mooresville, NC 28115

Address as Prequalified

Attest

P. B. Weber
Assistant Secretary

By

Michael E. Dane
President

Peter B. Weber

Print or type signer's name

Michael E. Dane

Print or type signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

23 Day of July 2008

Signature of Notary Public

Denise A. Simdoff

of Rowan County

State of NC

My Commission Expires: 08/29/2011

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

NCDOT Project No: C201849
County Buncombe County, NC

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 **C201849 (B-4032)**

County (ies): **Buncombe**

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

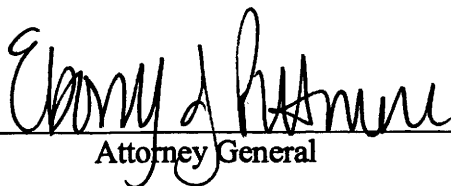


Contract Officer

7/28/08

Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract No. C201849
County Buncombe

Rev 02-13-04

CONTRACT PAYMENT BOND

Bond No. 105139206

Date of Payment:
Bond Execution: July 15, 2008

Name of Principal:
Contractor Dane Construction, Inc.
P.O. Box 800, Mooresville, NC 28115

Name of Surety: Travelers Casualty and Surety Company of America
One Tower Square, Hartford, CT 06183

Name of Contracting Body: North Carolina Department of Transportation
Raleigh, North Carolina
One Million Five Hundred Eighteen Thousand Seven Hundred Ninety-Five Dollars & 01/100 (\$1,518,795.01)

Amount of Bond:

Contract ID No.: C201849

County Name(s): Buncombe

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

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

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

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

Contract No. C201849
County Buncombe


Rev 02-13-04


CONTRACT PAYMENT BOND

Affix Seal of Surety Company

Travelers Casualty and Surety Company of America
Print or type Surety Company Name

By William J. Quinn
Print, stamp or type name of Attorney-in-Fact


Signature of Attorney-in-Fact


Signature of witness

Wendy E. Lahm
Print or type witness' name

P.O. Box 220748, Charlotte, NC 28222
Address of Attorney-in-Fact

Contract No. C201849
County Buncombe

Rev 02-13-04

CONTRACT PAYMENT BOND

CORPORATION

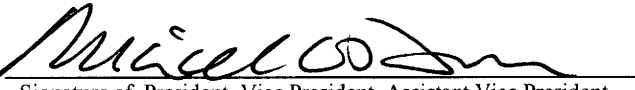
SIGNATURE OF CONTRACTOR (Principal)

Dane Construction, Inc.

Print or type full name of Corporation

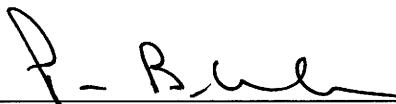
P.O. Box 800, Mooresville, NC 28115

Address as prequalified

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

MICHAEL E. DANE
Print or type signer's name

Attest


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

Peter B Weber
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. 220010

Certificate No. 002406736

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

Joe E. Hunnicutt, Karen Griffie, William J. Quinn, G. Timothy Wilkerson, Donna K. Ashley, Wendy E. Lahm, Angela D. Ramsey, John D. Leak III, Jennifer C. Hoehn, and John F. Thomas

of the City of Charlotte, 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 19th day of May, 2008.

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 19th day of May, 2008, 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, 2011.



[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 15th day of July, 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.travelersbond.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.

CONTRACT PERFORMANCE BOND

Date of Contract Performance

Bond Execution: July 15, 2008

Name of Principal: Dane Construction, Inc.

Contractor P.O. Box 800, Mooresville, NC 28115

Name of Surety: Travelers Casualty and Surety Company of America

One Tower Square, Hartford, CT 06183

Name of Contracting Body: North Carolina Department of Transportation

Raleigh, North Carolina

Amount of Bond: One Million Five Hundred Eighteen Thousand Seven Hundred Ninety-Five Dollars & 01/100 (\$1,518,795.01)

Contract ID No.: C201849

County Name(s): Buncombe

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

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

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

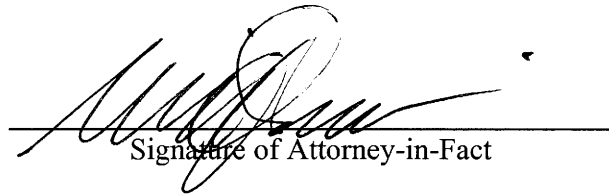
IN WITNESS WHEREOF, the above-bounden parties have executed this instrument under their several seals on the date indicated above, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by its undersigned representative, pursuant to authority of its governing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

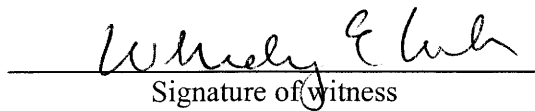
CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Travelers Casualty and Surety Company of America
Print or type Surety Company Name

By William J. Quinn
Attorney-in-Fact
Print, stamp, or type name of Attorney-in Fact


Signature of Attorney-in-Fact


Signature of witness

Wendy E. Lahm
Print or type witness' name

P.O. Box 220748, Charlotte, NC 28222
Address of Attorney-in-Fact

CONTRACT PERFORMANCE BOND
CORPORATION

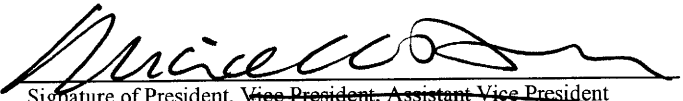
SIGNATURE OF CONTRACTOR (Principal)

Dane Construction, Inc.


Print full name of Corporation

P.O. Box 800, Mooresville, NC 28115

Address as prequalified

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

MICHAEL E. DANE
Print or type signer's name

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

PETER B. WEBER
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. 220010

Certificate No. 002406735

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

Joe E. Hunnicutt, Karen Griffie, William J. Quinn, G. Timothy Wilkerson, Donna K. Ashley, Wendy E. Lahm, Angela D. Ramsey, John D. Leak III, Jennifer C. Hoehn, and John F. Thomas

of the City of Charlotte, 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 19th day of May, 2008.

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 19th day of May, 2008, 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, 2011.



[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 15th day of July, 20 08.

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


Kori M. Johanson, Assistant Secretary



To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at www.travelersbond.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.

