

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

C201878

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C201878

WBS 38913.3.1 NHS-000S(433)

T.I.P NO. R-4425

COUNTY OF DIVISIONWIDE
THIS IS THE GUARDRAIL CONTRACT
ROUTE NUMBER US 421 LENGTH 209.500 MILES
LOCATION DIVISION 8 - US-421, NC-49, US-64, US-74, US-220, US-311,
US-401, US-1 & NC-87.

CONTRACTOR REYNOLDS FENCE & GUARDRAIL INC
ADDRESS 9320 MACHADO DRIVE
INDIAN TRAIL, NC 28079

BIDS OPENED JULY 15, 2008
CONTRACT EXECUTION AUG 18 2008

Reynolds Fence and Guardrail, Inc (3376).

Vendor 3 of 4 Vendors for Call Order 025 (Proposal ID C201878).

County: DIVISIONWIDE
 Address: 9320 Machado Drive
 Indian Trail, NC 28079
 Phone Number: 704-753-4992
 Signature Check: This bid has been properly signed by Nancy_Monteith_3376.
 Time Bid Received: Tue Jul 15 11:49:04 2008
 Bid Checksum: BABF2218
 Amendment Count: 0
 Bidding Errors: No bidding errors.
 Bid Total: \$2,280,491.45 ✓
 Bond ID: SNC08642611
 Bond was Verified: Yes.
 Bond Required Percent: 5.00%
 Minimum Check Amount: \$114,024.57
 Bid Security Maximum: \$
 Bond Agency Name:
 Agency Execution Date: 7/10/2008
 Surety Name: Cincinnati Insurance Company
 Surety State of Incorporation:
 Bond Company:
 Bond Type:
 Bond Appr Flag:
 Bond Affirm:
 Bond was Paid by Check: No.

DBE GOAL SET - 2.0%
DBE GOAL MET - 4.9%

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT
3376	REYNOLDS FENCE & GUARDRAIL INC 9320 MACHADO DRIVE , INDIAN TRAIL, NC 28079		Sub 110,775.00
TOTAL:			\$110,775.00 4.86%

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: SNC08642611
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: Cincinnati Insurance Company
Bond Execution Date: 7/10/2008
Bond Amount: \$114,024.57 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 06-17-08
Revised:

Contract ID: C201878 Project(s): NHS-000S(433)
Letting Date: 07-15-08 Call Order: 025
Bidder: 3376 - Reynolds Fence and Guardrail, Inc

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			25,000.00
0002	1231000000-E SHOULDER BORROW	CY 3,900.000	0.01000			39.00
0003	3000000000-N IMPACT ATTENUATOR UNIT, TYPE 350	EA 3.000	8,350.00000			25,050.00
0004	3030000000-E STEEL BM GUARDRAIL	LF 47,950.000	16.00000			767,200.00
0005	3045000000-E STEEL BM GUARDRAIL, SHOP CURVED	LF 1,065.000	17.25000			18,371.25
0006	3150000000-N ADDITIONAL GUARDRAIL POSTS	EA 30.000	30.00000			900.00
0007	3180000000-N GUARDRAIL ANCHOR UNITS, TYPE ***** (III MOD)	EA 40.000	990.00000			39,600.00
0008	3195000000-N GUARDRAIL ANCHOR UNITS, TYPE AT-1	EA 1.000	325.00000			325.00
0009	3210000000-N GUARDRAIL ANCHOR UNITS, TYPE CAT-1	EA 211.000	525.00000			110,775.00
0010	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	EA 498.000	1,820.00000			906,360.00
0011	3285000000-N GUARDRAIL ANCHOR UNITS, TYPE M-350	EA 72.000	1,410.00000			101,520.00

State of NC
 Dept of Transportation

Date: 06-17-08
 Revised:

Contract ID: C201878 Project(s): NHS-000S(433)
 Letting Date: 07-15-08 Call Order: 025
 Bidder: 3376 - Reynolds Fence and Guardrail, Inc

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	3317000000-N GUARDRAIL ANCHOR UNITS, TYPE B-77	EA 146.000	1,290.00000		188,340.00	
0013	3319000000-N GUARDRAIL ANCHOR UNITS, TYPE B-83	EA 83.000	1,075.00000		89,225.00	
0014	3360000000-E REMOVE EXISTING GUARDRAIL	LF 50,619.500	0.01000		506.20	
0015	3435000000-N GENERIC GUARDRAIL ITEM REPLACE EXISTING GUARDRAIL OFFSET BLOCKS	EA 80.000	3.50000		280.00	
0016	4589000000-N GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	LUMP	LUMP		5,000.00	
0017	6084000000-E SEEDING & MULCHING	ACR 5.000	400.00000		2,000.00	
Section 0001 Total						2,280,491.45
Bid Total						2,280,491.45

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.

Contract Item Sheets For C201878

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	25,000.00	25,000.00
0002	1231000000-E	560	SHOULDER BORROW	3,900 CY	0.01	39.00
0003	3000000000-N	SP	IMPACT ATTENUATOR UNIT, TYPE 350	3 EA	8,350.00	25,050.00
0004	3030000000-E	862	STEEL BM GUARDRAIL	47,950 LF	16.00	767,200.00
0005	3045000000-E	862	STEEL BM GUARDRAIL, SHOP CURVED	1,065 LF	17.25	18,371.25
0006	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	30 EA	30.00	900.00
0007	3180000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE ***** (III MOD)	40 EA	990.00	39,600.00
0008	3195000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE AT-1	1 EA	325.00	325.00
0009	3210000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE CAT-1	211 EA	525.00	110,775.00
0010	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	498 EA	1,820.00	906,360.00
0011	3285000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE M-350	72 EA	1,410.00	101,520.00
0012	3317000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE B-77	146 EA	1,290.00	188,340.00
0013	3319000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE B-83	83 EA	1,075.00	89,225.00
0014	3360000000-E	863	REMOVE EXISTING GUARDRAIL	50,619.5 LF	0.01	506.20
0015	3435000000-N	SP	GENERIC GUARDRAIL ITEM REPLACE EXISTING GUARDRAIL OFFSET BLOCKS	80 EA	3.50	280.00
0016	4589000000-N	SP	GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	Lump Sum LS	5,000.00	5,000.00

Contract Item Sheets For C201878

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0017	6084000000-E	1660	SEEDING & MULCHING	5 ACR	400.00	2,000.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$2,280,491.45

0745/Aug08/Q104705.5/D53700100000/E17

Contract Number C201878
County Unionville - B

Rev 7-20-08

**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

Reynolds Fence & Guardrail, Inc
Full name of Corporation

9320 Machado Drive - Indian Trail, NC 28079
Address as Prequalified

Attest Tracy Jolly
Secretary/Assistant Secretary
Select appropriate title

By Nancy Monteith
President/Vice President/Assistant Vice President
Select appropriate title

Tracy Jolly
Print or type Signer's name

Nancy Monteith
Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

14 day of August 2008

Benjamin G. Carrington
Signature of Notary Public

of Union County

State of North Carolina

My Commission Expires: 4-2-2011

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 **C201878**

County (ies): **Divisionwide, Division 8**

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

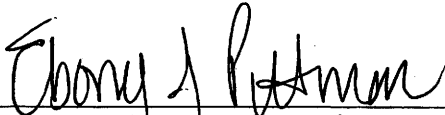


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract No. C201878
County Divisionwide

(Rev 7-10-08)

CONTRACT PAYMENT BOND

Date of Payment Bond Execution August 12, 2008

Name of Principal Contractor Reynolds Fence & Guardrail, Inc.

Name of Surety: The Cincinnati Insurance Company

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

Amount of Bond: \$2,280,491.45

Contract ID No.: C201878

County Name: Divisionwide

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. C201878
County Divisionwide

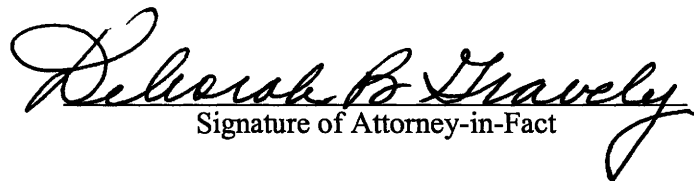
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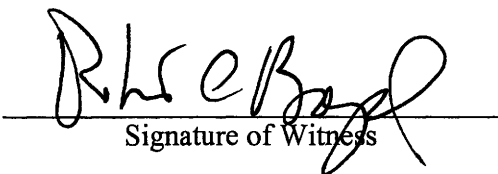
CONTRACT PAYMENT BOND

Affix Seal of Surety Company

The Cincinnati Insurance Company
Print or type Surety Company Name

By Deborah B. Gravely
Print, stamp or type name of Attorney-in-Fact


Signature of Attorney-in-Fact


Signature of Witness

Robert C. Boyd
Print or type Witness's name

1051 E. Morehead Street, Charlotte NC 28204
Address of Attorney-in-Fact

Contract No. C201878
County Divisionwide

(Rev 7-10-08)

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

Reynolds Fence & Guardrail, Inc.

Full name of Corporation

9320 Machado Drive, Indian Trail NC 28079

Address as prequalified

By Nancy Monteith
Signature of President Vice President, Assistant Vice President
Select appropriate title

Nancy Monteith
Print or type Signer's name

Affix Corporate Seal

Attest Tracy Jolly
Signature of Secretary, Assistant Secretary
Select appropriate title

Tracy Jolly
Print or type Signer's name

THE CINCINNATI INSURANCE COMPANY

Fairfield, Ohio

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That THE CINCINNATI INSURANCE COMPANY, a corporation organized under the laws of the State of Ohio, and having its principal office in the City of Fairfield, Ohio, does hereby constitute and appoint

Robert C. Boyd; Deborah B. Gravely; Harley L. Henderson; Craig R. Hansen; Sandra L. Stone; Phillip F. Alexander; Carolyn R. Smith and/or Patricia L. Roney

of Charlotte, North Carolina its true and lawful Attorney(s)-in-Fact to sign, execute, seal and deliver on its behalf as Surety, and as its act and deed, any and all bonds, policies, undertakings, or other like instruments, as follows:

Any such obligations in the United States, up to Ten Million and No/100 Dollars (\$10,000,000.00).

This appointment is made under and by authority of the following resolution passed by the Board of Directors of said Company at a meeting held in the principal office of the Company, a quorum being present and voting, on the 6th day of December, 1958, which resolution is still in effect:

"RESOLVED, that the President or any Vice President be hereby authorized, and empowered to appoint Attorneys-in-Fact of the Company to execute any and all bonds, policies, undertakings, or other like instruments on behalf of the Corporation, and may authorize any officer or any such Attorney-in-Fact to affix the corporate seal; and may with or without cause modify or revoke any such appointment or authority. Any such writings so executed by such Attorneys-in-Fact shall be binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company."

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company at a meeting duly called and held on the 7th day of December, 1973.

"RESOLVED, that the signature of the President or a Vice President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Secretary or Assistant Secretary and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power of certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certified by certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company."

IN WITNESS WHEREOF, THE CINCINNATI INSURANCE COMPANY has caused these presents to be sealed with its corporate seal, duly attested by its Vice President this 1st day of April, 2007.

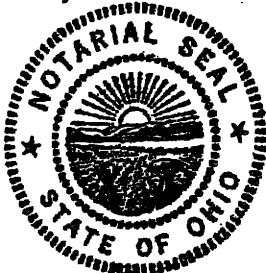


THE CINCINNATI INSURANCE COMPANY

Thomas H. Kelly
Vice President

STATE OF OHIO) ss:
COUNTY OF BUTLER)

On this 1st day of April, 2007, before me came the above-named Senior Vice President of THE CINCINNATI INSURANCE COMPANY, to me personally known to be the officer described herein, and acknowledged that the seal affixed to the preceding instrument is the corporate seal of said Company and the corporate seal and the signature of the officer were duly affixed and subscribed to said instrument by the authority and direction of said corporation.



Mark J. Huller
MARK J. HULLER, Attorney at Law
NOTARY PUBLIC - STATE OF OHIO
My commission has no expiration date. Section 147.03 O.R.C.

I, the undersigned Secretary or Assistant Secretary of THE CINCINNATI INSURANCE COMPANY, hereby certify that the above is a true and correct copy of the Original Power of Attorney issued by said Company, and do hereby further certify that the said Power of Attorney is still in full force and effect.

GIVEN under my hand and seal of said Company at Fairfield, Ohio, this 12th day of August 2008



Beggy J. Schlemmer
Secretary

Contract No.
County

C201878

Divisionwide

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: August 12, 2008

Name of Principal Contractor: Reynolds Fence & Guardrail, Inc.

Name of Surety: The Cincinnati Insurance Company

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

Amount of Bond: \$2,280,491.45

Contract ID No.: C201878

County Name: Divisionwide

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 No. C201878
County Divisionwide

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

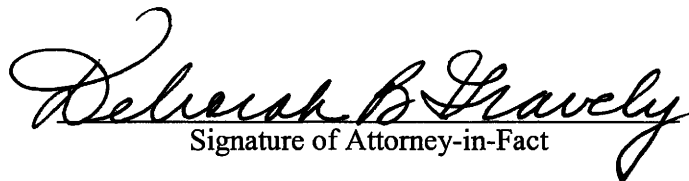
Affix Seal of Surety Company

The Cincinnati Insurance Company

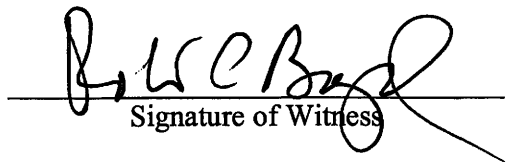
Print or type Surety Company Name

By Deborah B. Gravely

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



Signature of Attorney-in-Fact



Signature of Witness

Robert C. Boyd

Print or type Witness's name

1051 E. Morehead Street, Charlotte NC 28204

Address of Attorney-in-Fact

Contract No. C201878
County Divisionwide

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

Reynolds Fence & Guardrail, Inc.

Full name of Corporation

9320 Machado Drive, Indian Trail NC 28079

Address as prequalified

By Nancy Monteith

Signature of President ~~Vice President, Assistant Vice President~~
Select appropriate title

Nancy Monteith

Print or type Signer's name

Affix Corporate Seal

Attest

Tracy Jolly

Signature of Secretary ~~Assistant Secretary~~
Select appropriate title

Tracy Jolly

Print or type Signer's name

THE CINCINNATI INSURANCE COMPANY

Fairfield, Ohio

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That THE CINCINNATI INSURANCE COMPANY, a corporation organized under the laws of the State of Ohio, and having its principal office in the City of Fairfield, Ohio, does hereby constitute and appoint

Robert C. Boyd; Deborah B. Gravely; Harley L. Henderson; Craig R. Hansen; Sandra L. Stone; Phillip F. Alexander; Carolyn R. Smith and/or Patricia L. Roney

of Charlotte, North Carolina its true and lawful Attorney(s)-in-Fact to sign, execute, seal and deliver on its behalf as Surety, and as its act and deed, any and all bonds, policies, undertakings, or other like instruments, as follows:

Any such obligations in the United States, up to Ten Million and No/100 Dollars (\$10,000,000.00).

This appointment is made under and by authority of the following resolution passed by the Board of Directors of said Company at a meeting held in the principal office of the Company, a quorum being present and voting, on the 6th day of December, 1958, which resolution is still in effect:

"RESOLVED, that the President or any Vice President be hereby authorized, and empowered to appoint Attorneys-in-Fact of the Company to execute any and all bonds, policies, undertakings, or other like instruments on behalf of the Corporation, and may authorize any officer or any such Attorney-in-Fact to affix the corporate seal; and may with or without cause modify or revoke any such appointment or authority. Any such writings so executed by such Attorneys-in-Fact shall be binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company."

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company at a meeting duly called and held on the 7th day of December, 1973.

"RESOLVED, that the signature of the President or a Vice President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Secretary or Assistant Secretary and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power of certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certified by certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company."

IN WITNESS WHEREOF, THE CINCINNATI INSURANCE COMPANY has caused these presents to be sealed with its corporate seal, duly attested by its Vice President this 1st day of April, 2007.



THE CINCINNATI INSURANCE COMPANY
Thomas H. Kelly
Vice President

STATE OF OHIO) ss:
COUNTY OF BUTLER)

On this 1st day of April, 2007, before me came the above-named Senior Vice President of THE CINCINNATI INSURANCE COMPANY, to me personally known to be the officer described herein, and acknowledged that the seal affixed to the preceding instrument is the corporate seal of said Company and the corporate seal and the signature of the officer were duly affixed and subscribed to said instrument by the authority and direction of said corporation.



MARK J. HULLER, Attorney at Law
NOTARY PUBLIC - STATE OF OHIO
My commission has no expiration date. Section 147.03 O.R.C.

I, the undersigned Secretary or Assistant Secretary of THE CINCINNATI INSURANCE COMPANY, hereby certify that the above is a true and correct copy of the Original Power of Attorney issued by said Company, and do hereby further certify that the said Power of Attorney is still in full force and effect.

GIVEN under my hand and seal of said Company at Fairfield, Ohio, this 12th day of August 2008

Gregory J. Schlemmer
Secretary



