

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

C201845

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C201845

WBS 41170.3.1 STPNHS-87(18)

T.I.P NO. W-5006

COUNTY OF CUMBERLAND

THIS IS THE ROADWAY CONTRACT

ROUTE NUMBER NC 87 LENGTH 1.600 MILES

LOCATION NC-87 FROM SOUTH OF SR-2233 (SCHOOL RD) TO NORTH OF SR-2245 (THROWER RD).

CONTRACTOR BARNHILL CONTRACTING COMPANY

ADDRESS P.O. BOX 1529
TARBORO, NC 278861529

BIDS OPENED AUGUST 19, 2008

CONTRACT EXECUTION SEP 15 2008

BARNHILL CONTRACTING COMPANY (3516).

Vendor 3 of 4 Vendors for Call Order 013 (Proposal ID C201845).

County: CUMBERLAND
Address: PO BOX 1509
TARBORO, NC 27886

Phone Number: 1-252-823-1021

Signature Check: This bid has been properly signed by KERMIT_L._MOSER_3516.

Time Bid Received: Tue Aug 19 10:11:10 2008

Bid Checksum: 891411E0

Amendment Count: 1

Bidding Errors: No bidding errors

Bid Total: \$2,065,573.95 ✓

Bond ID: 8DT9-SQHC-2W1F-1KNU

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$103,278.70

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 08/19/2008

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 - 6.0%
DBE GOAL MET - 6.1%

LIST OF DBE PARTICIPANTS

| VENDOR NUMBER | DBE NAME ADDRESS | WORK CODE TYPE OF WORK | CERT TYPE | AMOUNT |
|---------------|---|------------------------|-----------|-----------------------|
| 2429 | WB AMERICAN SWEEP & STRIPE INC 7189 STONEY POINT ROAD , FAYETTEVILLE, NC 28306 | | Sub | 51,967.25 |
| 6189 | MB PURPOSE DRIVEN SEEDING & MULCHI 1337 BRAYBOY RD , ROWLAND, NC 28383 | | Sub | 43,870.00 |
| 5279 | WB GUARDRAIL OF GREENSBORO LLC P.O. BOX 19232 , GREENSBORO, NC 27419 | | Sub | 9,283.10 |
| 10650 | WB DJP TRUCKING INC P. O. BOX 65574 , FAYETTEVILLE, NC 28306 | | Sub | 20,000.00 |
| | | | TOTAL: | \$125,120.35 6.06% |

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 | |

Bid Bond Data Info - Contractor Responses:
=====

BondID: 8DT9-SQHC-2W1F-1KNU
Surety Registry Agency: SurePathNetwork
Verified?: Yes
Surety Agency: Travelers Casualty and Surety Company of America

NCDOT/berc

Vendor 3516's Load Output for Call 013, Letting L080819, 2008-08-19

Bond Execution Date: 08/19/2008

Bond Amount: \$103,278.70 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 07-22-08
Revised: 08-07-08

Contract ID: C201845 Project(s): STPNHS-87(18)
Letting Date: 08-19-08 Call Order: 013
Bidder: 3516 - BARNHILL CONTRACTING COMPANY

| Line No. | Item Description | Approx. Quantity and Units | Unit Price | | Bid Amount | |
|----------------------------|---|----------------------------|------------|-----|------------|------------|
| | | | Dollars | Cts | Dollars | Ct |
| Section 0001 ROADWAY ITEMS | | | | | | |
| Alt Group | | | | | | |
| 0001 | 0000100000-N MOBILIZATIO N | LUMP | LUMP | | | 76,000.00 |
| 0002 | 0000400000-N CONSTRUCTIO N SURVEYING | LUMP | LUMP | | | 14,000.00 |
| 0003 | 0043000000-N GRADING | LUMP | LUMP | | | 160,000.00 |
| 0004 | 0050000000-E SUPPLEMENTA RY CLEARING & GRUB-BING | ACR 1.000 | 100.00000 | | | 100.00 |
| 0005 | 0318000000-E FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS | TON 75.000 | 35.00000 | | | 2,625.00 |
| 0006 | 0366000000-E 15" RC PIPE CULVERTS, CLASS III | LF 548.000 | 31.40000 | | | 17,207.20 |
| 0007 | 0372000000-E 18" RC PIPE CULVERTS, CLASS III | LF 132.000 | 76.00000 | | | 10,032.00 |
| 0008 | 1220000000-E INCIDENTAL STONE BASE | TON 20.000 | 42.00000 | | | 840.00 |
| 0009 | 1330000000-E INCIDENTAL MILLING | SY 100.000 | 30.00000 | | | 3,000.00 |
| 0010 | 1491000000-E ASPHALT CONC BASE COURSE, TYPE B25.0C | TON 7,200.000 | 50.15000 | | | 361,080.00 |
| 0011 | 1503000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0C | TON 2,875.000 | 53.30000 | | | 153,237.50 |

State of NC
Dept of Transportation

Date: 07-22-08
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Contract ID: C201845 Project(s): STPNHS-87(18)
Letting Date: 08-19-08 Call Order: 013
Bidder: 3516 - BARNHILL CONTRACTING COMPANY

| Line No. | Item Description | Approx. Quantity and Units | Unit Price | | Bid Amount | |
|----------|---|----------------------------|-------------|-----|------------|----|
| | | | Dollars | Cts | Dollars | Ct |
| 0012 | 1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C | 7,050.000 TON | 47.65000 | | 335,932.50 | |
| 0013 | 1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22 | 445.000 TON | 689.50000 | | 306,827.50 | |
| 0014 | 1565000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22 | 425.000 TON | 705.50000 | | 299,837.50 | |
| 0015 | 2264000000-E PIPE PLUGS | 0.200 CY | 705.00000 | | 141.00 | |
| 0016 | 2286000000-N MASONRY DRAINAGE STRUCTURES | 8.000 EA | 1,240.00000 | | 9,920.00 | |
| 0017 | 2308000000-E MASONRY DRAINAGE STRUCTURES | 2.000 LF | 250.00000 | | 500.00 | |
| 0018 | 2366000000-N FRAME WITH TWO GRATES, STD 840.24 | 7.000 EA | 425.00000 | | 2,975.00 | |
| 0019 | 2396000000-N FRAME WITH COVER, STD 840.54 | 4.000 EA | 250.00000 | | 1,000.00 | |
| 0020 | 2655000000-E 5" MONOLITHIC CONCRETE ISLANDS (KEYED IN) | 2,630.000 SY | 43.00000 | | 113,090.00 | |
| 0021 | 2905000000-N CONVERT EXISTING DROP INLET TO JUNCTION BOX | 5.000 EA | 700.00000 | | 3,500.00 | |
| 0022 | 3030000000-E STEEL BM GUARDRAIL | 250.000 LF | 19.25000 | | 4,812.50 | |
| 0023 | 3045000000-E STEEL BM GUARDRAIL, SHOP CURVED | 62.500 LF | 21.00000 | | 1,312.50 | |

State of NC
Dept of Transportation

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Contract ID: C201845 Project(s): STPNHS-87(18)
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| Line No. | Item Description | Approx. Quantity and Units | Unit Price | | Bid Amount | |
|----------|---|----------------------------|-------------|-----|------------|----|
| | | | Dollars | Cts | Dollars | Ct |
| 0024 | 3150000000-N ADDITIONAL GUARDRAIL POSTS | EA 5.000 | 45.00000 | | 225.00 | |
| 0025 | 3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350 | EA 1.000 | 2,175.00000 | | 2,175.00 | |
| 0026 | 3360000000-E REMOVE EXISTING GUARDRAIL | LF 361.000 | 2.10000 | | 758.10 | |
| 0027 | 4025000000-E CONTRACTOR FURNISHED, TYPE ***SIGN (E) | SF 400.000 | 12.35000 | | 4,940.00 | |
| 0028 | 4025000000-E CONTRACTOR FURNISHED, TYPE ***SIGN (F) | SF 210.000 | 11.95000 | | 2,509.50 | |
| 0029 | 4072000000-E SUPPORTS, 3-LB STEEL U-CHANNEL | LF 1,300.000 | 4.80000 | | 6,240.00 | |
| 0030 | 4102000000-N SIGN ERECTION, TYPE E | EA 62.000 | 42.75000 | | 2,650.50 | |
| 0031 | 4108000000-N SIGN ERECTION, TYPE F | EA 12.000 | 42.75000 | | 513.00 | |
| 0032 | 4154000000-N STOCKPILE SIGN SYSTEM, U-CHANNEL | EA 37.000 | 40.00000 | | 1,480.00 | |
| 0033 | 4400000000-E WORK ZONE SIGNS (STATIONARY) | SF 80.000 | 5.75000 | | 460.00 | |
| 0034 | 4405000000-E WORK ZONE SIGNS (PORTABLE) | SF 503.000 | 4.80000 | | 2,414.40 | |
| 0035 | 4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED) | SF 64.000 | 5.40000 | | 345.60 | |

State of NC
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|----------|--|----------------------------|-------------|-----|------------|----|
| | | | Dollars | Cts | Dollars | Ct |
| 0036 | 4415000000-N FLASHING ARROW PANELS, TYPE C | EA 2.000 | 3,200.00000 | | 6,400.00 | |
| 0037 | 4420000000-N CHANGEABLE MESSAGE SIGN | EA 2.000 | 9,700.00000 | | 19,400.00 | |
| 0038 | 4430000000-N DRUMS | EA 239.000 | 43.60000 | | 10,420.40 | |
| 0039 | 4445000000-E BARRICADES (TYPE III) | LF 32.000 | 23.75000 | | 760.00 | |
| 0040 | 4480000000-N TMIA | EA 2.000 | 9,000.00000 | | 18,000.00 | |
| 0041 | 4510000000-N POLICE | HR 50.000 | 100.00000 | | 5,000.00 | |
| 0042 | 4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS) | LF 36,950.000 | 0.45000 | | 16,627.50 | |
| 0043 | 4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS) | LF 11,650.000 | 0.60000 | | 6,990.00 | |
| 0044 | 4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS) | LF 550.000 | 6.50000 | | 3,575.00 | |
| 0045 | 4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS) | EA 36.000 | 95.00000 | | 3,420.00 | |
| 0046 | 4810000000-E PAINT PAVEMENT MARKING LINES (4") | LF 15,279.000 | 0.25000 | | 3,819.75 | |
| 0047 | 4835000000-E PAINT PAVEMENT MARKING LINES (24") | LF 460.000 | 2.50000 | | 1,150.00 | |

State of NC
Dept of Transportation

Date: 07-22-08
Revised: 08-07-08

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Bidder: 3516 - BARNHILL CONTRACTING COMPANY

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|----------|--|----------------------------|-------------|-----|------------|----|
| | | | Dollars | Cts | Dollars | Ct |
| 0048 | 4845000000-N PAINT PAVEMENT MARKING SYMBOL | 21.000 EA | 35.00000 | | 735.00 | |
| 0049 | 4850000000-E REMOVAL OF PAVEMENT MARKING LINES (4") | 5,200.000 LF | 0.75000 | | 3,900.00 | |
| 0050 | 4870000000-E REMOVAL OF PAVEMENT MARKING LINES (24") | 250.000 LF | 5.00000 | | 1,250.00 | |
| 0051 | 4905000000-N SNOWPLOWABLE PAVEMENT MARKERS | 350.000 EA | 30.00000 | | 10,500.00 | |
| 0052 | 6000000000-E TEMPORARY SILT FENCE | 900.000 LF | 2.50000 | | 2,250.00 | |
| 0053 | 6009000000-E STONE FOR EROSION CONTROL, CLASS B | 5.000 TON | 75.00000 | | 375.00 | |
| 0054 | 6012000000-E SEDIMENT CONTROL STONE | 50.000 TON | 50.00000 | | 2,500.00 | |
| 0055 | 6030000000-E SILT EXCAVATION | 130.000 CY | 15.00000 | | 1,950.00 | |
| 0056 | 6042000000-E 1/4" HARDWARE CLOTH | 630.000 LF | 4.00000 | | 2,520.00 | |
| 0057 | 6084000000-E SEEDING & MULCHING | 7.000 ACR | 1,800.00000 | | 12,600.00 | |
| 0058 | 6090000000-E SEED FOR REPAIR SEEDING | 300.000 LB | 2.50000 | | 750.00 | |
| 0059 | 6093000000-E FERTILIZER FOR REPAIR SEEDING | 0.500 TON | 1,500.00000 | | 750.00 | |

State of NC
 Dept of Transportation

Date: 07-22-08
 Revised: 08-07-08

Contract ID: C201845 Project(s): STPNHS-87(18)
 Letting Date: 08-19-08 Call Order: 013
 Bidder: 3516 - BARNHILL CONTRACTING COMPANY

| Line No. | Item Description | Approx. Quantity and Units | Unit Price | | Bid Amount | |
|--------------------|--|----------------------------|-------------|-----|------------|--------------|
| | | | Dollars | Cts | Dollars | Ct |
| 0060 | 6096000000-E SEED FOR SUPPLEMENTAL SEEDING | 900.000 LB | 2.50000 | | 2,250.00 | |
| 0061 | 6108000000-E FERTILIZER TOPDRESSING | 25.000 TON | 1,000.00000 | | 25,000.00 | |
| Section 0001 Total | | | | | | 2,065,573.95 |
| Bid Total | | | | | | 2,065,573.95 |

NON-COLLUSION AND DEBARMENT CERTIFICATION

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

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

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

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

Explanation:
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

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

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

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

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

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

The Award Limits shall apply to the following projects:

| Contract Number | County |
|-----------------|--------|
| NOT ANSWERED | |

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

Fuel Price Adjustment Opt-Out Clause

Bidders have the option to accept or reject Fuel Price Adjustments in accordance with the requirements of Article 109-8 Fuel Price Adjustments and the provisions in the contract. To indicate the choice, the bidder shall enter an X in one of the blocks below.

The bidder will not be permitted to change the option after the bid is accepted.

Enter X in one box only:

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: 07-22-08
PAGE: 10

PROPOSAL: C201845
LETTING: L080819 CALL: 013
VENDOR: 3516 BARNHILL CONTRACTING COMPANY

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

DBE SUBCONTRACTOR: 2429 AMERICAN SWEEP & STRIPE INC
Will Use Quote: Yes

| | | | | | | |
|------|--------------|-----------------|--|-----------|----------|----------|
| 0042 | 4685000000-E | THERMO PVT M LF | | 36950.000 | 0.45000 | 16627.50 |
| 0043 | 4686000000-E | THERMO PVT M LF | | 11650.000 | 0.60000 | 6990.00 |
| 0044 | 4710000000-E | 24"WIDE THER LF | | 550.000 | 6.50000 | 3575.00 |
| 0045 | 4725000000-E | THERMO PVT S EA | | 36.000 | 95.00000 | 3420.00 |
| 0046 | 4810000000-E | PAINT PVMT M LF | | 15279.000 | 0.25000 | 3819.75 |
| 0047 | 4835000000-E | PAINT PVT MK LF | | 460.000 | 2.50000 | 1150.00 |
| 0048 | 4845000000-N | PAINT PVT MK EA | | 21.000 | 35.00000 | 735.00 |
| 0049 | 4850000000-E | LINE REMOVAL LF | | 5200.000 | 0.75000 | 3900.00 |
| 0050 | 4870000000-E | LINE REMOVAL LF | | 250.000 | 5.00000 | 1250.00 |
| 0051 | 4905000000-N | SNOWPLB PVMT EA | | 350.000 | 30.00000 | 10500.00 |

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 51,967.25 ✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 51,967.

DBE SUBCONTRACTOR: 6189 PURPOSE DRIVEN SEEDING & MULCHING, INC.
Will Use Quote: Yes

| | | | | | | |
|------|--------------|------------------|--|---------|------------|----------|
| 0057 | 6084000000-E | SEEDING AND ACR | | 7.000 | 1800.00000 | 12600.00 |
| 0058 | 6090000000-E | SEED FOR REP LB | | 300.000 | 2.50000 | 750.00 |
| 0059 | 6093000000-E | FERT FOR REP TON | | 0.500 | 1500.00000 | 750.00 |
| 0060 | 6096000000-E | SEED FOR SUP LB | | 900.000 | 2.50000 | 2250.00 |
| 0061 | 6108000000-E | FERTILIZER T TON | | 25.000 | 1000.00000 | 25000.00 |
| 0056 | 6042000000-E | 1/4" HARDWAR LF | | 630.000 | 4.00000 | 2520.00 |

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 43,870.00 ✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 43,870.

DBE SUBCONTRACTOR: 5279 GUARDRAIL OF GREENSBORO LLC
Will Use Quote: Yes

| | | | | | | |
|------|--------------|-----------------|--|---------|------------|---------|
| 0022 | 3030000000-E | STL BM GUARD LF | | 250.000 | 19.25000 | 4812.50 |
| 0023 | 3045000000-E | SBGR SHOP CU LF | | 62.500 | 21.00000 | 1312.50 |
| 0024 | 3150000000-N | ADDIT GUARDR EA | | 5.000 | 45.00000 | 225.00 |
| 0025 | 3270000000-N | GR ANCHOR TY EA | | 1.000 | 2175.00000 | 2175.00 |
| 0026 | 3360000000-E | REMOVE EXIST LF | | 361.000 | 2.10000 | 758.10 |

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 9,283.10 ✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 9,283.1

DBE SUBCONTRACTOR: 10650 DJP TRUCKING INC
Will Use Quote: Yes

| | | | | | | |
|------|--------------|-------------------------------|--|-------|-------------|------------|
| 0003 | 0043000000-N | GRADING LS | | 1.000 | 20000.00000 | 20000.00 ✓ |
| | | Hauling | | | | |

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NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE: 07-22-08
PAGE: 11

| LINE NO. | ITEM NO. | ITEM DESC. | UNIT TYPE | SUBCONTRACTOR QUANTITY | SUBCONTRACTOR UNIT PRICE | EXTENDED AMOUNT |
|----------|----------|------------|-----------|------------------------|--------------------------|--|
| | | | | | | DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 20,000.00 ✓ |
| | | | | | | DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 20,000. |

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 6.06% or 125120.35 ✓
 Required: 6.00% or 123934.44
 <GOAL MET>

Contract Item Sheets For C201845

| Line # | ItemNumber | Sec # | Description | Quantity Unit | Unit Bid Price | Amount Bid |
|----------------------|--------------|-------|---|----------------|----------------|------------|
| ROADWAY ITEMS | | | | | | |
| 0001 | 0000100000-N | 800 | MOBILIZATION | Lump Sum LS | 76,000.00 | 76,000.00 |
| 0002 | 0000400000-N | 801 | CONSTRUCTION SURVEYING | Lump Sum LS | 14,000.00 | 14,000.00 |
| 0003 | 0043000000-N | 226 | GRADING | Lump Sum LS | 160,000.00 | 160,000.00 |
| 0004 | 0050000000-E | 226 | SUPPLEMENTARY CLEARING & GRUB-BING | 1 ACR | 100.00 | 100.00 |
| 0005 | 0318000000-E | 300 | FOUNDATION CONDITIONING MATERIAL, MINOR STRS | 75 TON | 35.00 | 2,625.00 |
| 0006 | 0366000000-E | 310 | 15" RC PIPE CULVERTS, CLASS III | 548 LF | 31.40 | 17,207.20 |
| 0007 | 0372000000-E | 310 | 18" RC PIPE CULVERTS, CLASS III | 132 LF | 76.00 | 10,032.00 |
| 0008 | 1220000000-E | 545 | INCIDENTAL STONE BASE | 20 TON | 42.00 | 840.00 |
| 0009 | 1330000000-E | 607 | INCIDENTAL MILLING | 100 SY | 30.00 | 3,000.00 |
| 0010 | 1491000000-E | 610 | ASPHALT CONC BASE COURSE, TYPE B25.0C | 7,200 TON | 50.15 | 361,080.00 |
| 0011 | 1503000000-E | 610 | ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0C | 2,875 TON | 53.30 | 153,237.50 |
| 0012 | 1523000000-E | 610 | ASPHALT CONC SURFACE COURSE, TYPE S9.5C | 7,050 TON | 47.65 | 335,932.50 |
| 0013 | 1560000000-E | 620 | ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22 | 445 TON | 689.50 | 306,827.50 |
| 0014 | 1565000000-E | 620 | ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22 | 425 TON | 705.50 | 299,837.50 |
| 0015 | 2264000000-E | 840 | PIPE PLUGS | 0.2 CY | 705.00 | 141.00 |
| 0016 | 2286000000-N | 840 | MASONRY DRAINAGE STRUCTURES | 8 EA | 1,240.00 | 9,920.00 |
| 0017 | 2308000000-E | 840 | MASONRY DRAINAGE STRUCTURES | 2 LF | 250.00 | 500.00 |
| 0018 | 2366000000-N | 840 | FRAME WITH TWO GRATES, STD 840.24 | 7 EA | 425.00 | 2,975.00 |

Contract Item Sheets For C201845

| Line # | ItemNumber | Sec # | Description | Quantity Unit | Unit Bid Price | Amount Bid |
|--------|--------------|-------|--|---------------|----------------|------------|
| 0019 | 2396000000-N | 840 | FRAME WITH COVER, STD 840.54 | 4 EA | 250.00 | 1,000.00 |
| 0020 | 2655000000-E | 852 | 5" MONOLITHIC CONCRETE ISLANDS (KEYED IN) | 2,630 SY | 43.00 | 113,090.00 |
| 0021 | 2905000000-N | 859 | CONVERT EXISTING DROP INLET TO JUNCTION BOX | 5 EA | 700.00 | 3,500.00 |
| 0022 | 3030000000-E | 862 | STEEL BM GUARDRAIL | 250 LF | 19.25 | 4,812.50 |
| 0023 | 3045000000-E | 862 | STEEL BM GUARDRAIL, SHOP CURVED | 62.5 LF | 21.00 | 1,312.50 |
| 0024 | 3150000000-N | 862 | ADDITIONAL GUARDRAIL POSTS | 5 EA | 45.00 | 225.00 |
| 0025 | 3270000000-N | SP | GUARDRAIL ANCHOR UNITS, TYPE 350 | 1 EA | 2,175.00 | 2,175.00 |
| 0026 | 3360000000-E | 863 | REMOVE EXISTING GUARDRAIL | 361 LF | 2.10 | 758.10 |
| 0027 | 4025000000-E | 901 | CONTRACTOR FURNISHED, TYPE *** SIGN (E) | 400 SF | 12.35 | 4,940.00 |
| 0028 | 4025000000-E | 901 | CONTRACTOR FURNISHED, TYPE *** SIGN (F) | 210 SF | 11.95 | 2,509.50 |
| 0029 | 4072000000-E | 903 | SUPPORTS, 3-LB STEEL U-CHANNEL | 1,300 LF | 4.80 | 6,240.00 |
| 0030 | 4102000000-N | 904 | SIGN ERECTION, TYPE E | 62 EA | 42.75 | 2,650.50 |
| 0031 | 4108000000-N | 904 | SIGN ERECTION, TYPE F | 12 EA | 42.75 | 513.00 |
| 0032 | 4154000000-N | 907 | STOCKPILE SIGN SYSTEM, U-CHANNEL | 37 EA | 40.00 | 1,480.00 |
| 0033 | 4400000000-E | 1110 | WORK ZONE SIGNS (STATIONARY) | 80 SF | 5.75 | 460.00 |
| 0034 | 4405000000-E | 1110 | WORK ZONE SIGNS (PORTABLE) | 503 SF | 4.80 | 2,414.40 |
| 0035 | 4410000000-E | 1110 | WORK ZONE SIGNS (BARRICADE MOUNTED) | 64 SF | 5.40 | 345.60 |
| 0036 | 4415000000-N | 1115 | FLASHING ARROW PANELS, TYPE C | 2 EA | 3,200.00 | 6,400.00 |

Contract Item Sheets For C201845

| Line # | ItemNumber | Sec # | Description | Quantity Unit | Unit Bid Price | Amount Bid |
|--------|--------------|-------|--|---------------|----------------|------------|
| 0037 | 4420000000-N | 1120 | CHANGEABLE MESSAGE SIGN | 2 EA | 9,700.00 | 19,400.00 |
| 0038 | 4430000000-N | 1130 | DRUMS | 239 EA | 43.60 | 10,420.40 |
| 0039 | 4445000000-E | 1145 | BARRICADES (TYPE III) | 32 LF | 23.75 | 760.00 |
| 0040 | 4480000000-N | 1165 | TMIA | 2 EA | 9,000.00 | 18,000.00 |
| 0041 | 4510000000-N | SP | POLICE | 50 HR | 100.00 | 5,000.00 |
| 0042 | 4685000000-E | 1205 | THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS) | 36,950 LF | 0.45 | 16,627.50 |
| 0043 | 4686000000-E | 1205 | THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS) | 11,650 LF | 0.60 | 6,990.00 |
| 0044 | 4710000000-E | 1205 | THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS) | 550 LF | 6.50 | 3,575.00 |
| 0045 | 4725000000-E | 1205 | THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS) | 36 EA | 95.00 | 3,420.00 |
| 0046 | 4810000000-E | 1205 | PAINT PAVEMENT MARKING LINES (4") | 15,279 LF | 0.25 | 3,819.75 |
| 0047 | 4835000000-E | 1205 | PAINT PAVEMENT MARKING LINES (24") | 460 LF | 2.50 | 1,150.00 |
| 0048 | 4845000000-N | 1205 | PAINT PAVEMENT MARKING SYMBOL | 21 EA | 35.00 | 735.00 |
| 0049 | 4850000000-E | 1205 | REMOVAL OF PAVEMENT MARKING LINES (4") | 5,200 LF | 0.75 | 3,900.00 |
| 0050 | 4870000000-E | 1205 | REMOVAL OF PAVEMENT MARKING LINES (24") | 250 LF | 5.00 | 1,250.00 |
| 0051 | 4905000000-N | 1253 | SNOWPLOWABLE PAVEMENT MARKERS | 350 EA | 30.00 | 10,500.00 |
| 0052 | 6000000000-E | 1605 | TEMPORARY SILT FENCE | 900 LF | 2.50 | 2,250.00 |
| 0053 | 6009000000-E | 1610 | STONE FOR EROSION CONTROL, CLASS B | 5 TON | 75.00 | 375.00 |
| 0054 | 6012000000-E | 1610 | SEDIMENT CONTROL STONE | 50 TON | 50.00 | 2,500.00 |

Contract Item Sheets For C201845

| Line # | ItemNumber | Sec # | Description | Quantity Unit | Unit Bid Price | Amount Bid |
|--------|--------------|-------|-------------------------------|---------------|----------------|------------|
| 0055 | 6030000000-E | 1630 | SILT EXCAVATION | 130 CY | 15.00 | 1,950.00 |
| 0056 | 6042000000-E | 1632 | 1/4" HARDWARE CLOTH | 630 LF | 4.00 | 2,520.00 |
| 0057 | 6084000000-E | 1660 | SEEDING & MULCHING | 7 ACR | 1,800.00 | 12,600.00 |
| 0058 | 6090000000-E | 1661 | SEED FOR REPAIR SEEDING | 300 LB | 2.50 | 750.00 |
| 0059 | 6093000000-E | 1661 | FERTILIZER FOR REPAIR SEEDING | 0.5 TON | 1,500.00 | 750.00 |
| 0060 | 6096000000-E | 1662 | SEED FOR SUPPLEMENTAL SEEDING | 900 LB | 2.50 | 2,250.00 |
| 0061 | 6108000000-E | 1665 | FERTILIZER TOPDRESSING | 25 TON | 1,000.00 | 25,000.00 |

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$2,065,573.95 ✓

Contract Number C201845
County Cumberland

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

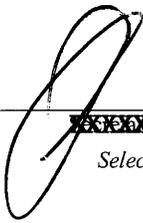
Barnhill Contracting Company

Full name of Corporation

P.O. Box 1529, Tarboro, NC 27886-1529

Address as Prequalified

Attest



~~SECRET~~/Assistant Secretary
Select appropriate title

George R. Yourgal

Print or type Signer's name

By



~~SECRET~~ Vice President/~~SECRET~~
Select appropriate title

Kermit L. Moser

Print or type Signer's name

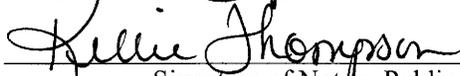


AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

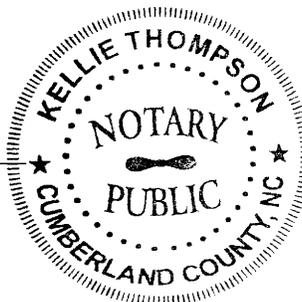
5th day of September 2008


Signature of Notary Public

of Cumberland County

State of North Carolina

My Commission Expires: 9/22/2012



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.

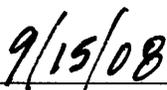
Contract No **C201845**

County (ies): **Cumberland**

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

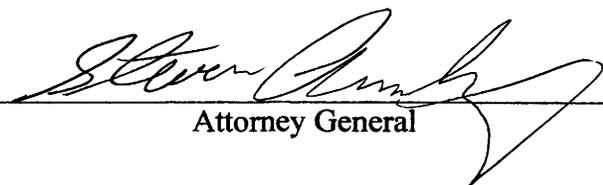


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract No. C201845
County Cumberland

(Rev 7-10-08)

CONTRACT PAYMENT BOND

Date of Payment Bond Execution September 4, 2008

Name of Principal Contractor Barnhill Contracting Company

Name of Surety: Travelers Casualty and Surety Company of America

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

Amount of Bond: \$2,065,573.95

Contract ID No.: C201845

County Name: Cumberland

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. C201845
County Cumberland

(Rev 7-10-08)

CONTRACT PAYMENT BOND

Affix Seal of Surety Company

Travelers Casualty and Surety Company of America

Print or type Surety Company Name

By Bobbi D. Pendleton

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

Bobbi D. Pendleton
Signature of Attorney-in-Fact

Suzanne R. Parker
Signature of Witness

Suzanne R. Parker

Print or type Witness's name

4000 CentreGreen Way Suite 250, Cary, NC 27513

Address of Attorney-in-Fact

Contract No. C201845
County Cumberland

(Rev 7-10-08)

CONTRACT PAYMENT BOND

CORPORATION

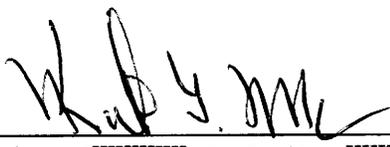
SIGNATURE OF CONTRACTOR (Principal)

Barnhill Contracting Company

Full name of Corporation

P.O. Box 1529, Tarboro, NC 27886-1529

Address as prequalified

By 

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

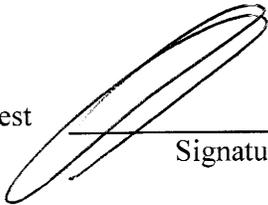
Kermit L. Moser

Print or type Signer's name

Affix Corporate Seal



Attest



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

George R. Yourgal

Print or type Signer's name

Contract No. C201845
County Cumberland

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: September 4, 2008
Name of Principal Contractor: Barnhill Contracting Company
Name of Surety: Travelers Casualty and Surety Company of America
Name of Contracting Body: **North Carolina Department of Transportation**
Raleigh, North Carolina
Amount of Bond: \$2,065,573.95
Contract ID No.: C201845
County Name: Cumberland

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. C201845
County Cumberland

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

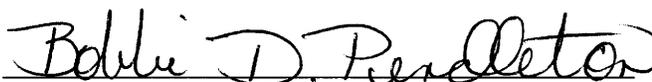
Affix Seal of Surety Company

Travelers Casualty and Surety Company of America

Print or type Surety Company Name

By Bobbi D. Pendleton

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



Signature of Attorney-in-Fact



Signature of Witness

Suzanne R. Parker

Print or type Witness's name

4000 CentreGreen Way Suite 250, Cary, NC 27513

Address of Attorney-in-Fact

Contract No. C201845
County Cumberland

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

CORPORATION

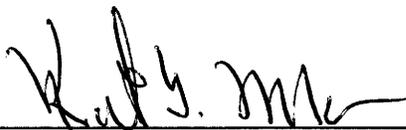
SIGNATURE OF CONTRACTOR (Principal)

Barnhill Contracting Company

Full name of Corporation

P.O. Box 1529, Tarboro, NC 27886-1529

Address as prequalified

By 

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

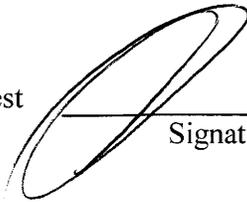
Kermit L. Moser

Print or type Signer's name

Affix Corporate Seal



Attest



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

George R. Yourgal

Print or type Signer's name



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. 214649

Certificate No. 002523015

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

Bobbi D. Pendleton, Suzanne R. Parker, and Lucien P. Laborde

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

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

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

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



State of Connecticut
City of Hartford ss.

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

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

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 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 4th day of September, 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.

