

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

C201922

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C201922

WBS 33376.3.1 BRZ-1193(6)

T.I.P NO. B-4008

COUNTY OF ALLEGHANY

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER SR 1193 LENGTH 0.128 MILES

LOCATION BRIDGE OVER LITTLE RIVER AND APPROACHES ON SR-1193.

CONTRACTOR SMITH-ROWE, INC.

ADDRESS 639 OLD US 52 SOUTH
MOUNT AIRY, NC 27030

BIDS OPENED SEPTEMBER 16, 2008

CONTRACT EXECUTION OCT 13 2008

Smith-Rowe, Inc. (2546).

Vendor 2 of 7 Vendors for Call Order 013 (Proposal ID C201922).

County: ALLEGHANY

Address: 639 Old Hwy. 52 South
Mount Airy, NC 27030

Phone Number: 336-789-8221

Signature Check: This bid has been properly signed by William_F._Fulp_2546.

Time Bid Received: Tue Sep 16 13:52:53 2008

Bid Checksum: BCC157BC

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$967,805.30 ✓

Bond ID: SNC08880232

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$48,390.26

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 9/10/2008 9:24:31 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 4.0%
DBE GOAL MET 4.9%

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
3376	WB REYNOLDS FENCE & GUARDRAIL INC 9320 MACHADO DRIVE , INDIAN TRAIL, NC 28079		Sub	20,525.00
4388	WB FOOTHILLS CONSTRUCTION SERV INC 6081 PEA RIDGE PASS , HAMPTONVILLE, NC 27020		Sub	15,645.75
2855	WB BOSS CONSTRUCTION CO., INC. 229 BOXWOOD CHURCH ROAD , MOCKSVILLE, NC 27028		Sub	11,162.58
			TOTAL:	\$47,333.33 4.89%

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: SNC08880232
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: Travelers Casualty and Surety Company of America
Bond Execution Date: 9/10/2008 9:24:31 AM
Bond Amount: \$48,390.26 (Five Percent of Bid)

State of NC
 Dept of Transportation
 Contract ID: C201922
 Letting Date: 09-16-08 Call Order: 013
 Bidder: 2546 - Smith-Rowe, Inc.

Date: 08-19-08
 Revised:

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		48,250.00
0002	0000400000-N CONSTRUCTIO N SURVEYING	LUMP		LUMP		8,800.00
0003	0043000000-N GRADING	LUMP		LUMP		61,156.00
0004	0050000000-E SUPPLEMENTA RY CLEARING & GRUB-BING	ACR	1.000	1.00000		1.00
0005	0057000000-E UNDERCUT EXCAVATION	CY	500.000	4.00000		2,000.00
0006	0080000000-E CLASS IV SUBGRADE STABILIZA- TION	TON	475.000	30.00000		14,250.00
0007	0195000000-E SELECT GRANULAR MATERIAL	CY	500.000	40.00000		20,000.00
0008	0196000000-E FABRIC FOR SOIL STABILIZATION	SY	500.000	4.00000		2,000.00
0009	0318000000-E FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	TON	5.000	60.00000		300.00
0010	0708000000-E 15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	LF	26.000	36.00000		936.00
0011	1220000000-E INCIDENTAL STONE BASE	TON	100.000	26.00000		2,600.00

State of NC
 Dept of Transportation

Date: 08-19-08
 Revised:

Contract ID: C201922 Project(s): BRZ-1193(6)
 Letting Date: 09-16-08 Call Order: 013
 Bidder: 2546 - Smith-Rowe, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	282.000 TON	78.00000		21,996.00	
0013	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	239.000 TON	78.00000		18,642.00	
0014	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	28.000 TON	876.00000		24,528.00	
0015	2000000000-N RIGHT OF WAY MARKERS	16.000 EA	205.00000		3,280.00	
0016	2022000000-E SUBDRAIN EXCAVATION	45.000 CY	10.00000		450.00	
0017	2033000000-E SUBDRAIN FINE AGGREGATE	35.000 CY	1.00000		35.00	
0018	2044000000-E 6" PERFORATED SUBDRAIN PIPE	200.000 LF	1.00000		200.00	
0019	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	6.000 EA	1.00000		6.00	
0020	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1.000 EA	75.00000		75.00	
0021	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	6.000 LF	1.00000		6.00	
0022	2286000000-N MASONRY DRAINAGE STRUCTURES	1.000 EA	2,000.00000		2,000.00	
0023	2367000000-N FRAME WITH TWO GRATES, STD 840.29	1.000 EA	550.00000		550.00	

State of NC
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Bidder: 2546 - Smith-Rowe, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	2556000000-E SHOULDER BERM GUTTER	15.000 LF	80.00000		1,200.00	
0025	3030000000-E STEEL BM GUARDRAIL	75.000 LF	22.00000		1,650.00	
0026	3045000000-E STEEL BM GUARDRAIL, SHOP CURVED	125.000 LF	25.00000		3,125.00	
0027	3150000000-N ADDITIONAL GUARDRAIL POSTS	5.000 EA	50.00000		250.00	
0028	3165000000-N GUARDRAIL ANCHOR UNITS, TYPE ***** (TL-2)	1.000 EA	1,750.00000		1,750.00	
0029	3180000000-N GUARDRAIL ANCHOR UNITS, TYPE ***** (B-77, SHOP CURVED)	1.000 EA	1,650.00000		1,650.00	
0030	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	3.000 EA	2,250.00000		6,750.00	
0031	3317000000-N GUARDRAIL ANCHOR UNITS, TYPE B-77	3.000 EA	1,450.00000		4,350.00	
0032	3559000000-E ** STRAND BARBED WIRE FENCE WITH POSTS (6)	40.000 LF	4.25000		170.00	
0033	3649000000-E RIP RAP, CLASS B	5.000 TON	80.00000		400.00	
0034	3656000000-E FILTER FABRIC FOR DRAINAGE	160.000 SY	4.00000		640.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0035	3659000000-N PREFORMED SCOUR HOLES WITH LEVEL SPREADER APRON	EA 1.000	1,700.00000		1,700.00	
0036	4072000000-E SUPPORTS, 3-LB STEEL U-CHANNEL	LF 13.000	5.48000		71.24	
0037	4102000000-N SIGN ERECTION, TYPE E	EA 1.000	125.00000		125.00	
0038	4155000000-N DISPOSAL OF SIGN SYSTEM, U-CHANNEL	EA 4.000	5.00000		20.00	
0039	4158000000-N DISPOSAL OF SIGN SYSTEM, WOOD	EA 5.000	5.00000		25.00	
0040	4400000000-E WORK ZONE SIGNS (STATIONARY)	SF 312.000	7.65000		2,386.80	
0041	4405000000-E WORK ZONE SIGNS (PORTABLE)	SF 96.000	14.00000		1,344.00	
0042	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	SF 94.000	8.05000		756.70	
0043	4430000000-N DRUMS	EA 24.000	50.00000		1,200.00	
0044	4435000000-N CONES	EA 24.000	25.00000		600.00	
0045	4445000000-E BARRICADES (TYPE III)	LF 88.000	29.50000		2,596.00	
0046	4450000000-N FLAGGER	HR 480.000	23.00000		11,040.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0047	4810000000-E PAINT PAVEMENT MARKING LINES (4")	6,400.000 LF	0.40000		2,560.00	
0048	6006000000-E TEMPORARY SILT FENCE	850.000 LF	2.60000		2,210.00	
0049	6006000000-E STONE FOR EROSION CONTROL, CLASS A	75.000 TON	48.00000		3,600.00	
0050	6009000000-E STONE FOR EROSION CONTROL, CLASS B	205.000 TON	48.00000		9,840.00	
0051	6012000000-E SEDIMENT CONTROL STONE	65.000 TON	40.00000		2,600.00	
0052	6015000000-E TEMPORARY MULCHING	1.000 ACR	630.00000		630.00	
0053	6018000000-E SEED FOR TEMPORARY SEEDING	50.000 LB	3.80000		190.00	
0054	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	0.250 TON	630.00000		157.50	
0055	6024000000-E TEMPORARY SLOPE DRAINS	30.000 LF	14.00000		420.00	
0056	6027000000-N INLET PROTECTION AT TEMPORARY SLOPE DRAINS	1.000 EA	250.00000		250.00	
0057	6029000000-E SAFETY FENCE	300.000 LF	2.90000		870.00	
0058	6030000000-E SILT EXCAVATION	340.000 CY	1.00000		340.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0059	6036000000-E MATTING FOR EROSION CONTROL	390.000 SY	2.60000		1,014.00	
0060	6038000000-E PERMANENT SOIL REINFORCEMENT MAT	110.000 SY	4.60000		506.00	
0061	6042000000-E 1/4" HARDWARE CLOTH	20.000 LF	5.85000		117.00	
0062	6071030000-E COIR FIBER BAFFLES	100.000 LF	8.75000		875.00	
0063	6084000000-E SEEDING & MULCHING	1.000 ACR	2,350.00000		2,350.00	
0064	6087000000-E MOWING	1.000 ACR	300.00000		300.00	
0065	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	5.50000		275.00	
0066	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	625.00000		156.25	
0067	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	50.000 LB	5.30000		265.00	
0068	6108000000-E FERTILIZER TOPDRESSING	0.750 TON	600.00000		450.00	
0069	6114000000-N SPECIALIZED HAND MOWING	2.000 HR	45.00000		90.00	
0070	6117000000-N RESPONSE FOR EROSION CONTROL	12.000 EA	145.00000		1,740.00	

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Bidder: 2546 - Smith-Rowe, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 Total						307,666.49

Section 0004 STRUCTURE ITEMS

Alt Group

0071	8017000000-N CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (15+99.00-L-)	LUMP		LUMP		6,000.00
0072	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (15+99.00-L-)	LUMP		LUMP		35,000.00
0073	8147000000-E REINFORCED CONCRETE DECK SLAB	SF	4,063.000	27.75000		112,748.25
0074	8161000000-E GROOVING BRIDGE FLOORS	SF	3,844.000	0.60000		2,306.40
0075	8182000000-E CLASS A CONCRETE (BRIDGE)	CY	33.000	829.80000		27,383.40
0076	8210000000-N BRIDGE APPROACH SLABS, STATION***** (15+99.00-L-)	LUMP		LUMP		28,165.00
0077	8217000000-E REINFORCING STEEL (BRIDGE)	LB	5,522.000	1.17000		6,460.74
0078	8280000000-E APPROX LBS STRUCTURALSTEEL	LUMP		LUMP		350,000.00
0079	8364000000-E HP12X53 STEEL PILES	LF	240.000	91.65000		21,996.00

State of NC
 Dept of Transportation

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 Letting Date: 09-16-08 Call Order: 013
 Bidder: 2546 - Smith-Rowe, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0080	8503000000-E CONCRETE BARRIER RAIL	256.670 LF	77.05000		19,776.42	
0081	8608000000-E RIP RAP CLASS II (2'-0" THICK)	248.000 TON	26.45000		6,559.60	
0082	8622000000-E FILTER FABRIC FOR DRAINAGE	441.000 SY	3.00000		1,323.00	
0083	8692000000-N EVAZOTE JOINT SEALS	LUMP	LUMP		8,350.00	
0084	8860000000-N GENERIC STRUCTURE ITEM REINF BRIDGE APPR FILL FOR INTEGRAL ABUTMENTS, STA 15+99.00-L-	LUMP	LUMP		29,300.00	
0085	8874000000-E GENERIC STRUCTURE ITEM SCOUR PROTECTION STONE	150.000 TON	31.80000		4,770.00	
	Section 0004 Total				660,138.81	
	Bid Total				967,805.30	

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:08-19-08
PAGE: 12

PROPOSAL: C201922
LETTING: L080916 CALL: 013
VENDOR: 2546 Smith-Rowe, Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE SUBCONTRACTOR: 3376 REYNOLDS FENCE & GUARDRAIL INC						
Will Use Quote: Yes						
0001	0000100000-N	MOBILIZATION	LS	1.000	1000.00000	1000.00
0025	3030000000-E	STL BM GUARD	LF	75.000	22.00000	1650.00
0026	3045000000-E	SBGR SHOP	CU LF	125.000	25.00000	3125.00
0027	3150000000-N	ADDIT GUARDR	EA	5.000	50.00000	250.00
0028	3165000000-N	GR ANCHOR TY	EA	1.000	1750.00000	1750.00
0029	3180000000-N	GR ANCHOR TY	EA	1.000	1650.00000	1650.00
0030	3270000000-N	GR ANCHOR TY	EA	3.000	2250.00000	6750.00
0031	3317000000-N	GR ANCHOR TY	EA	3.000	1450.00000	4350.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 20,525.00 ✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 20,525.

DBE SUBCONTRACTOR: 4388 FOOTHILLS CONSTRUCTION SERV INC
Will Use Quote: Yes

0015	2000000000-N	RIGHT OF WAY	EA	16.000	205.00000	3280.00
0032	3559000000-E	** STRAND BW	LF	40.000	4.25000	170.00
0048	6000000000-E	TEMPORARY SI	LF	850.000	2.60000	2210.00
0052	6015000000-E	TEMPORARY MU	ACR	1.000	630.00000	630.00
0053	6018000000-E	SEED FOR TEM	LB	50.000	3.80000	190.00
0054	6021000000-E	FERT FOR TEM	TON	0.250	630.00000	157.50
0057	6029000000-E	SAFETY FENCE	LF	300.000	2.90000	870.00
0059	6036000000-E	MATTING FOR	SY	390.000	2.60000	1014.00
0060	6038000000-E	PERM SOIL RE	SY	110.000	4.60000	506.00
0061	6042000000-E	1/4" HARDWAR	LF	20.000	5.85000	117.00
0062	6071030000-E	COIR FIBER B	LF	100.000	8.75000	875.00
0063	6084000000-E	SEEDING AND	ACR	1.000	2350.00000	2350.00
0064	6087000000-E	MOWING	ACR	1.000	300.00000	300.00
0065	6090000000-E	SEED FOR REP	LB	50.000	5.50000	275.00
0066	6093000000-E	FERT FOR REP	TON	0.250	625.00000	156.25
0067	6096000000-E	SEED FOR SUP	LB	50.000	5.30000	265.00
0068	6108000000-E	FERTILIZER T	TON	0.750	600.00000	450.00
0069	6114000000-N	SPECIALIZED	HR	2.000	45.00000	90.00
0070	6117000000-N	RESPONSE FOR	EA	12.000	145.00000	1740.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 15,645.75 ✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 15,645.

DBE SUBCONTRACTOR: 2855 BOSS CONSTRUCTION CO., INC.
Will Use Quote: Yes

0080	8503000000-E	CONCRETE BAR	LF	256.670	43.49000	11162.58 ✓
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NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE:08-19-08
PAGE: 13

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						11,162.58
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						11,162.

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 4.89% or 47333.33
 Required: 4.00% or 38712.21
 <GOAL MET>

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	48,250.00	48,250.00
0002	0000400000-N	801	CONSTRUCTION SURVEYING	Lump Sum LS	8,800.00	8,800.00
0003	0043000000-N	226	GRADING	Lump Sum LS	61,156.00	61,156.00
0004	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB-BING	1 ACR	1.00	1.00
0005	0057000000-E	226	UNDERCUT EXCAVATION	500 CY	4.00	2,000.00
0006	0080000000-E	SP	CLASS IV SUBGRADE STABILIZATION	475 TON	30.00	14,250.00
0007	0195000000-E	265	SELECT GRANULAR MATERIAL	500 CY	40.00	20,000.00
0008	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	500 SY	4.00	2,000.00
0009	0318000000-E	300	FOUNDATION CONDITIONING MATERIAL, MINOR STRS	5 TON	60.00	300.00
0010	0708000000-E	310	15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	26 LF	36.00	936.00
0011	1220000000-E	545	INCIDENTAL STONE BASE	100 TON	26.00	2,600.00
0012	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	282 TON	78.00	21,996.00
0013	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	239 TON	78.00	18,642.00
0014	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	28 TON	876.00	24,528.00
0015	2000000000-N	806	RIGHT OF WAY MARKERS	16 EA	205.00	3,280.00
0016	2022000000-E	815	SUBDRAIN EXCAVATION	45 CY	10.00	450.00
0017	2033000000-E	815	SUBDRAIN FINE AGGREGATE	35 CY	1.00	35.00
0018	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	200 LF	1.00	200.00
0019	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	6 EA	1.00	6.00

Contract Item Sheets For C201922

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0020	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1 EA	75.00	75.00
0021	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	6 LF	1.00	6.00
0022	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	1 EA	2,000.00	2,000.00
0023	2367000000-N	840	FRAME WITH TWO GRATES, STD 840.29	1 EA	550.00	550.00
0024	2556000000-E	846	SHOULDER BERM GUTTER	15 LF	80.00	1,200.00
0025	3030000000-E	862	STEEL BM GUARDRAIL	75 LF	22.00	1,650.00
0026	3045000000-E	862	STEEL BM GUARDRAIL, SHOP CURVED	125 LF	25.00	3,125.00
0027	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	50.00	250.00
0028	3165000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE ***** (TL-2)	1 EA	1,750.00	1,750.00
0029	3180000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE ***** (B-77, SHOP CURVED)	1 EA	1,650.00	1,650.00
0030	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	3 EA	2,250.00	6,750.00
0031	3317000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE B-77	3 EA	1,450.00	4,350.00
0032	3559000000-E	866	** STRAND BARBED WIRE FENCE WITH POSTS (6)	40 LF	4.25	170.00
0033	3649000000-E	876	RIP RAP, CLASS B	5 TON	80.00	400.00
0034	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	160 SY	4.00	640.00
0035	3659000000-N	SP	PREFORMED SCOUR HOLES WITH LEVEL SPREADER APRON	1 EA	1,700.00	1,700.00
0036	4072000000-E	903	SUPPORTS, 3-LB STEEL U-CHANNEL	13 LF	5.48	71.24
0037	4102000000-N	904	SIGN ERECTION, TYPE E	1 EA	125.00	125.00

Contract Item Sheets For C201922

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0038	4155000000-N	907	DISPOSAL OF SIGN SYSTEM, U-CHANNEL	4 EA	5.00	20.00
0039	4158000000-N	907	DISPOSAL OF SIGN SYSTEM, WOOD	5 EA	5.00	25.00
0040	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	312 SF	7.65	2,386.80
0041	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	96 SF	14.00	1,344.00
0042	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	94 SF	8.05	756.70
0043	4430000000-N	1130	DRUMS	24 EA	50.00	1,200.00
0044	4435000000-N	1135	CONES	24 EA	25.00	600.00
0045	4445000000-E	1145	BARRICADES (TYPE III)	88 LF	29.50	2,596.00
0046	4450000000-N	1150	FLAGGER	480 HR	23.00	11,040.00
0047	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	6,400 LF	0.40	2,560.00
0048	6000000000-E	1605	TEMPORARY SILT FENCE	850 LF	2.60	2,210.00
0049	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	75 TON	48.00	3,600.00
0050	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	205 TON	48.00	9,840.00
0051	6012000000-E	1610	SEDIMENT CONTROL STONE	65 TON	40.00	2,600.00
0052	6015000000-E	1615	TEMPORARY MULCHING	1 ACR	630.00	630.00
0053	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	50 LB	3.80	190.00
0054	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEEDING	0.25 TON	630.00	157.50
0055	6024000000-E	1622	TEMPORARY SLOPE DRAINS	30 LF	14.00	420.00
0056	6027000000-N	1622	INLET PROTECTION AT TEMPORARY SLOPE DRAINS	1 EA	250.00	250.00

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0057	6029000000-E	SP	SAFETY FENCE	300 LF	2.90	870.00
0058	6030000000-E	1630	SILT EXCAVATION	340 CY	1.00	340.00
0059	6036000000-E	1631	MATTING FOR EROSION CONTROL	390 SY	2.60	1,014.00
0060	6038000000-E	SP	PERMANENT SOIL REINFORCEMENT MAT	110 SY	4.60	506.00
0061	6042000000-E	1632	1/4" HARDWARE CLOTH	20 LF	5.85	117.00
0062	6071030000-E	SP	COIR FIBER BAFFLES	100 LF	8.75	875.00
0063	6084000000-E	1660	SEEDING & MULCHING	1 ACR	2,350.00	2,350.00
0064	6087000000-E	1660	MOWING	1 ACR	300.00	300.00
0065	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	5.50	275.00
0066	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	625.00	156.25
0067	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	5.30	265.00
0068	6108000000-E	1665	FERTILIZER TOPDRESSING	0.75 TON	600.00	450.00
0069	6114000000-N	SP	SPECIALIZED HAND MOWING	2 HR	45.00	90.00
0070	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	12 EA	145.00	1,740.00

Contract Item Sheets For C201922

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0071	8017000000-N	SP	CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (15+99.00-L-)	Lump Sum LS	6,000.00	6,000.00
0072	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (15+99.00-L-)	Lump Sum LS	35,000.00	35,000.00
0073	8147000000-E	420	REINFORCED CONCRETE DECK SLAB	4,063 SF	27.75	112,748.25
0074	8161000000-E	420	GROOVING BRIDGE FLOORS	3,844 SF	0.60	2,306.40
0075	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	33 CY	829.80	27,383.40
0076	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (15+99.00-L-)	Lump Sum LS	28,165.00	28,165.00
0077	8217000000-E	425	REINFORCING STEEL (BRIDGE)	5,522 LB	1.17	6,460.74
0078	8280000000-E	440	APPROX LBS STRUCTURAL STEEL	174,300 LS	350,000.00	350,000.00
0079	8364000000-E	450	HP12X53 STEEL PILES	240 LF	91.65	21,996.00
0080	8503000000-E	460	CONCRETE BARRIER RAIL	256.67 LF	77.05	19,776.42
0081	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	248 TON	26.45	6,559.60
0082	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	441 SY	3.00	1,323.00
0083	8692000000-N	SP	EVAZOTE JOINT SEALS	Lump Sum LS	8,350.00	8,350.00
0084	8860000000-N	SP	GENERIC STRUCTURE ITEM REINF BRIDGE APPR FILL FOR INTEGRAL ABUTMENTS, STA 15+99.00-L-	Lump Sum LS	29,300.00	29,300.00
0085	8874000000-E	SP	GENERIC STRUCTURE ITEM SCOUR PROTECTION STONE	150 TON	31.80	4,770.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$967,805.30 ✓

**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

SMITH-ROWE, INC.

Full name of Corporation

639 OLD US 52 SOUTH, MOUNT AIRY, NC 27030

Address as Prequalified

Attest William Franklin Fulp
Secretary/Assistant Secretary
Select appropriate title

WILLIAM FRANKLIN FULP
Print or type Signer's name

By D.L. Rowe
President/Vice President/Assistant Vice President
Select appropriate title

D.L. ROWE
Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

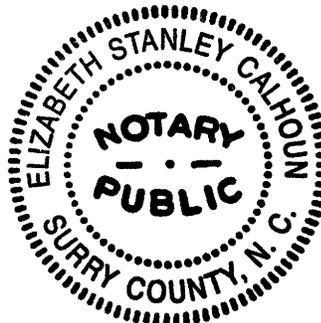
6th day of October 2008

Elizabeth Stanley Calhoun
Signature of Notary Public

of Surry County

State of North Carolina

My Commission Expires: 3/14/09



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.

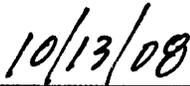
Contract No C201922

County (ies): Alleghany

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

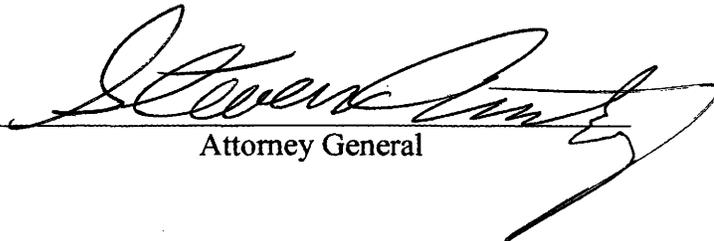


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract No. C201922
County ALLEGHANY

(Rev 7-10-08)

Bond #105180537

CONTRACT PAYMENT BOND

Date of Payment Bond Execution October 7, 2008
Name of Principal Contractor SMITH-ROWE, INC.
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: \$967,805.30
Contract ID No.: C201922
County Name: ALLEGHANY

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. C201922
County ALLEGHANY

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


Signature of Attorney-in-Fact


Signature of Witness

Jennifer C. Hoehn
Print or type Witness's name

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

Contract No.
County

C201922

ALLEGHANY

(Rev 7-10-08)

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

SMITH-ROWE, INC.

Full name of Corporation

639 OLD US 52 SOUTH, MOUNT AIRY, NC 27030

Address as prequalified

By



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

D.L. ROWE

Print or type Signer's name

Affix Corporate Seal

Attest



Signature of Secretary, Assistant Secretary
Select appropriate title

WILLIAM FRANKLIN FULP

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. 220010

Certificate No. 002591576

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 7th day of October, 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.

Contract No. C201922
County ALLEGHANY

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: October 7, 2008
Name of Principal Contractor: SMITH-ROWE, INC.
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: \$967,805.30
Contract ID No.: C201922
County Name: ALLEGHANY

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. C201922
County ALLEGHANY

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

Donna K Ashley
Signature of Attorney-in-Fact

Jennifer C. Hoehn
Signature of Witness

Jennifer C. Hoehn
Print or type Witness's name

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

Contract No. C201922
County ALLEGHANY

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

SMITH-ROWE, INC.

Full name of Corporation

639 OLD US 52 SOUTH, MOUNT AIRY, NC 27030

Address as prequalified

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

D.L. ROWE

Print or type Signer's name

Affix Corporate Seal

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

WILLIAM FRANKLIN FULP

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. 220010

Certificate No. 002591575

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 7th day of October, 20 08.

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.

