

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

C201973

CONTRACT AND  
CONTRACT BONDS

FOR CONTRACT NO. C201973

WBS 33659.3.1 BRZ-1167(1)

T.I.P NO. B-4322

COUNTY OF WILKES

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER SR 1167 LENGTH 0.085 MILES

LOCATION BRIDGE OVER STONEY FORK CREEK AND APPROACHES ON SR-1167.

CONTRACTOR SMITH-ROWE, INC.

ADDRESS 639 OLD US 52 SOUTH  
MOUNT AIRY, NC 27030

BIDS OPENED NOVEMBER 18, 2008

CONTRACT EXECUTION DEC 30 2008

**Smith-Rowe, Inc. (2546).**

**Vendor 1 of 8 Vendors for Call Order 031 (Proposal ID C201973).**

County: WILKES  
 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 Nov 18 12:35:11 2008  
 Bid Checksum: D7C9AF9A  
 Amendment Count: 0  
 Bidding Errors: No bidding errors.  
 Bid Total: \$574,491.84 ✓  
 Bond ID: SNC08704533  
 Bond was Verified: Yes.  
 Bond Required Percent: 5.00%  
 Minimum Check Amount: \$28,724.59  
 Bid Security Maximum: \$  
 Bond Agency Name:  
 Agency Execution Date: 11/13/2008 1:34:26 PM  
 Surety Name: Travelers Casualty and Surety Company of Ame  
 Surety State of Incorporation:  
 Bond Company:  
 Bond Type:  
 Bond Appr Flag:  
 Bond Affirm:  
 Bond was Paid by Check: No.

DBE GOAL SET - 5.0% ✓  
 DBE GOAL MET - 5.2% ✓

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT
5279 DB	GUARDRAIL OF GREENSBORO LLC P.O. BOX 19232 , GREENSBORO, NC 27419		Sub 13,350.00 ✓
4761 DB	TRAFFIC CONTROL SAFETY SERVICES POST OFFICE BOX 24511 , WINSTON-SALEM, NC 27114		Sub 6,592.00 ✓
2855 DB	BOSS CONSTRUCTION CO., INC. 229 BOXWOOD CHURCH ROAD , MOCKSVILLE, NC 27028		Sub 9,754.07 ✓
TOTAL:			\$29,696.07 5.17%

Miscellaneous Data Info - Contractor Responses:  
=====

NON-COLLUSION AND DEBARMENT CERTIFICATION

Explanation of the prospective bidder that is unable to certify to any of the statements in this certification:

Explanation:  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	

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

BondID: SNC08704533  
Surety Registry Agency: surety2000  
Verified?: Yes  
Surety Agency: Travelers Casualty and Surety Company of America  
Bond Execution Date: 11/13/2008 1:34:26 PM  
Bond Amount: \$28,724.59 (Five Percent of Bid)

State of NC  
Dept of Transportation

Date: 10-21-08  
Revised:

Contract ID: C201973 Project(s): BRZ-1167(1)  
Letting Date: 11-18-08 Call Order: 031  
Bidder: 2546 - Smith-Rowe, Inc.

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 MOBILIZATION	LUMP	LUMP			28,500.00
0002	0000400000-N CONSTRUCTION SURVEYING	LUMP	LUMP			6,300.00
0003	0043000000-N GRADING	LUMP	LUMP			18,000.00
0004	0050000000-E SUPPLEMENTARY CLEARING & GRUB-BING	ACR	1.000	0.01000		0.01
0005	0057000000-E UNDERCUT EXCAVATION	CY	500.000	7.50000		3,750.00
0006	0080000000-E CLASS IV SUBGRADE STABILIZATION	TON	600.000	22.50000		13,500.00
0007	0195000000-E SELECT GRANULAR MATERIAL	CY	500.000	25.00000		12,500.00
0008	0196000000-E FABRIC FOR SOIL STABILIZATION	SY	500.000	2.25000		1,125.00
0009	0318000000-E FOUNDATION CONDITIONING MATERIAL, MINOR STRS	TON	11.000	30.00000		330.00
0010	0366000000-E 15" RC PIPE CULVERTS, CLASS III	LF	52.000	30.00000		1,560.00
0011	0714000000-E 18" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	LF	44.000	30.00000		1,320.00

State of NC  
Dept of Transportation

Date: 10-21-08  
Revised:

Contract ID: C201973 Project(s): BRZ-1167(1)  
Letting Date: 11-18-08 Call Order: 031  
Bidder: 2546 - Smith-Rowe, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	0807000000-E 18" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	2.000 EA	100.00000		200.00	
0013	1220000000-E INCIDENTAL STONE BASE	45.000 TON	30.00000		1,350.00	
0014	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	150.000 TON	108.85000		16,327.50	
0015	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	135.000 TON	110.92000		14,974.20	
0016	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	16.000 TON	785.00000		12,560.00	
0017	2000000000-N RIGHT OF WAY MARKERS	14.000 EA	250.00000		3,500.00	
0018	2022000000-E SUBDRAIN EXCAVATION	101.000 CY	10.00000		1,010.00	
0019	2033000000-E SUBDRAIN FINE AGGREGATE	76.000 CY	45.00000		3,420.00	
0020	2044000000-E 6" PERFORATED SUBDRAIN PIPE	450.000 LF	5.00000		2,250.00	
0021	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	15.000 EA	70.00000		1,050.00	
0022	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1.000 EA	650.00000		650.00	
0023	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	6.000 LF	21.00000		126.00	

State of NC  
Dept of Transportation

Date: 10-21-08  
Revised:

Contract ID: C201973 Project(s): BRZ-1167(1)  
Letting Date: 11-18-08 Call Order: 031  
Bidder: 2546 - Smith-Rowe, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	2209000000-E ENDWALLS	1.000 CY	700.00000		700.00	
0025	2286000000-N MASONRY DRAINAGE STRUCTURES	1.000 EA	1,450.00000		1,450.00	
0026	2365000000-N FRAME WITH TWO GRATES, STD 840.22	1.000 EA	500.00000		500.00	
0027	3030000000-E STEEL BM GUARDRAIL	50.000 LF	16.00000		800.00	
0028	3150000000-N ADDITIONAL GUARDRAIL POSTS	5.000 EA	10.00000		50.00	
0029	3165000000-N GUARDRAIL ANCHOR UNITS, TYPE ***** (350, TEST LEVEL II)	4.000 EA	1,575.00000		6,300.00	
0030	3317000000-N GUARDRAIL ANCHOR UNITS, TYPE B-77	4.000 EA	1,550.00000		6,200.00	
0031	3628000000-E RIP RAP, CLASS I	4.000 TON	40.00000		160.00	
0032	3649000000-E RIP RAP, CLASS B	12.000 TON	40.00000		480.00	
0033	3656000000-E FILTER FABRIC FOR DRAINAGE	605.000 SY	2.00000		1,210.00	
0034	4400000000-E WORK ZONE SIGNS (STATIONARY)	740.000 SF	4.75000		3,515.00	

State of NC  
Dept of Transportation

Date: 10-21-08  
Revised:

Contract ID: C201973      Project(s): BRZ-1167(1)  
Letting Date: 11-18-08    Call Order: 031  
Bidder: 2546 - Smith-Rowe, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0035	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	SF 76.000	5.75000		437.00	
0036	4445000000-E BARRICADES (TYPE III)	LF 120.000	22.00000		2,640.00	
0037	4810000000-E PAINT PAVEMENT MARKING LINES (4")	LF 3,592.000	0.71000		2,550.32	
0038	6000000000-E TEMPORARY SILT FENCE	LF 400.000	2.25000		900.00	
0039	6006000000-E STONE FOR EROSION CONTROL, CLASS A	TON 135.000	35.00000		4,725.00	
0040	6009000000-E STONE FOR EROSION CONTROL, CLASS B	TON 35.000	35.00000		1,225.00	
0041	6012000000-E SEDIMENT CONTROL STONE	TON 115.000	35.00000		4,025.00	
0042	6015000000-E TEMPORARY MULCHING	ACR 1.500	700.00000		1,050.00	
0043	6018000000-E SEED FOR TEMPORARY SEEDING	LB 50.000	5.00000		250.00	
0044	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	TON 1.250	950.00000		1,187.50	
0045	6029000000-E SAFETY FENCE	LF 250.000	2.00000		500.00	
0046	6030000000-E SILT EXCAVATION	CY 165.000	7.00000		1,155.00	

State of NC  
Dept of Transportation

Date: 10-21-08  
Revised:

Contract ID: C201973 Project(s): BRZ-1167(1)  
Letting Date: 11-18-08 Call Order: 031  
Bidder: 2546 - Smith-Rowe, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0047	6036000000-E MATTING FOR EROSION CONTROL	950.000 SY	2.00000		1,900.00	
0048	6037000000-E COIR FIBER MAT	30.000 SY	7.50000		225.00	
0049	6038000000-E PERMANENT SOIL REINFORCEMENT MAT	150.000 SY	6.00000		900.00	
0050	6070000000-N SPECIAL STILLING BASINS	4.000 EA	400.00000		1,600.00	
0051	6071010000-E WATTLE	60.000 LF	10.00000		600.00	
0052	6071020000-E POLYACRYLAMIDE (PAM)	23.000 LB	6.00000		138.00	
0053	6071030000-E COIR FIBER BAFFLES	190.000 LF	5.50000		1,045.00	
0054	6071050000-E *** SKIMMER (1-1/2")	5.000 EA	1,150.00000		5,750.00	
0055	6084000000-E SEEDING & MULCHING	7.500 ACR	1,400.00000		10,500.00	
0056	6087000000-E MOWING	0.500 ACR	200.00000		100.00	
0057	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	8.00000		400.00	
0058	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	1,000.00000		250.00	



State of NC  
Dept of Transportation

Date: 10-21-08  
Revised:

Contract ID: C201973 Project(s): BRZ-1167(1)  
Letting Date: 11-18-08 Call Order: 031  
Bidder: 2546 - Smith-Rowe, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0059	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	50.000 LB	4.00000		200.00	
0060	6108000000-E FERTILIZER TOPDRESSING	0.750 TON	600.00000		450.00	
0061	6114000000-N SPECIALIZED HAND MOWING	5.000 HR	30.00000		150.00	
0062	6117000000-N RESPONSE FOR EROSION CONTROL	12.000 EA	50.00000		600.00	
Section 0001 Total						211,120.53

Section 0004 STRUCTURE ITEMS

Alt Group

0063	8017000000-N CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (15+17.50-L-)	LUMP	LUMP		38,500.00	
0064	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (15+17.50-L-)	LUMP	LUMP		26,500.00	
0065	8070000000-E FOUNDATION EXCAVATION	18.200 CY	500.00000		9,100.00	
0066	8105520000-E 3'-0" DIA DRILLED PIERS IN SOIL	17.000 LF	112.60000		1,914.20	
0067	8105620000-E 3'-0" DIA DRILLED PIERS NOT IN SOIL	25.000 LF	2,670.65000		66,766.25	

State of NC  
Dept of Transportation

Date: 10-21-08  
Revised:

Contract ID: C201973

Project(s): BRZ-1167(1)

Letting Date: 11-18-08 Call Order: 031

Bidder: 2546 - Smith-Rowe, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0068	8111200000-E PERMANENT STEEL CASING FOR 3'-0" DIA DRILLED PIER	15.300 LF	294.15000		4,500.50	
0069	8113000000-N SID INSPECTION	2.000 EA	2,515.00000		5,030.00	
0070	8115000000-N CROSSHOLE SONIC LOGGING	1.000 EA	1,400.00000		1,400.00	
0071	8121000000-N UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (15+17.50-L-)	LUMP		LUMP	1,295.00	
0072	8182000000-E CLASS A CONCRETE (BRIDGE)	58.900 CY	718.45000		42,316.71	
0073	8217000000-E REINFORCING STEEL (BRIDGE)	11,720.000 LB	1.27000		14,884.40	
0074	8238000000-E SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	808.000 LB	3.00000		2,424.00	
0075	8364000000-E HP12X53 STEEL PILES	75.000 LF	110.80000		8,310.00	
0076	8505000000-E VERTICAL CONCRETE BARRIER RAIL	224.800 LF	65.46000		14,715.41	
0077	8608000000-E RIP RAP CLASS II (2'-0" THICK)	86.000 TON	38.80000		3,336.80	
0078	8622000000-E FILTER FABRIC FOR DRAINAGE	95.000 SY	3.00000		285.00	

State of NC  
 Dept of Transportation

Date: 10-21-08  
 Revised:

Contract ID: C201973

Project(s): BRZ-1167(1)

Letting Date: 11-18-08 Call Order: 031

Bidder: 2546 - Smith-Rowe, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0079	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP			3,700.00
0080	8762000000-E 3'-0" X 1'-9" PRESTRESSED CONCCORED SLABS	LF	896.917	132.00000		118,393.04
Section 0004 Total						363,371.31
Bid Total						574,491.84

NON-COLLUSION AND DEBARMENT CERTIFICATION

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

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

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

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

Explanation:  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED

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

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

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

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

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

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	

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

Fuel Price Adjustment Opt-Out Clause

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

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

Enter X in one box only:

X Yes, the bidder accepts fuel price adjustments for this project in accordance with Article 109-8.

No, the bidder declines fuel price adjustments for this project.

In the event the bidder does not enter an X in either box, the bidder will receive fuel adjustments for the items shown in the contract.

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
DBE COMMITMENT ITEMS

DATE:10-21-08  
PAGE: 12

PROPOSAL: C201973  
LETTING: L081118 CALL: 031  
VENDOR: 2546 Smith-Rowe, Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE SUBCONTRACTOR: 5279 GUARDRAIL OF GREENSBORO LLC						
Will Use Quote: Yes						
0027	3030000000-E	STL BM GUARD LF	LF	50.000	16.00000	800.00
0028	3150000000-N	ADDIT GUARDR EA	EA	5.000	10.00000	50.00
0029	3165000000-N	GR ANCHOR TY EA	EA	4.000	1575.00000	6300.00
0030	3317000000-N	GR ANCHOR TY EA	EA	4.000	1550.00000	6200.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 13,350.00 ✓  
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor ) 13,350.

DBE SUBCONTRACTOR: 4761 TRAFFIC CONTROL SAFETY SERVICES, INC.  
Will Use Quote: Yes

0034	4400000000-E	WORK ZONE SI SF	SF	740.000	4.75000	3515.00
0036	4445000000-E	BARRICADES ( LF	LF	120.000	22.00000	2640.00
0035	4410000000-E	WORK ZONE SI SF	SF	76.000	5.75000	437.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 6,592.00 ✓  
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor ) 6,592.0

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

0076	8505000000-E	VERT CONC BA LF	LF	224.800	43.39000	9754.07
------	--------------	-----------------	----	---------	----------	---------

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 9,754.07 ✓  
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor ) 9,754.0

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 5.17% or 29696.07  
Required: 5.00% or 28724.59  
<GOAL MET>

## Contract Item Sheets For C201973

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	28,500.00	28,500.00
0002	0000400000-N	801	CONSTRUCTION SURVEYING	Lump Sum LS	6,300.00	6,300.00
0003	0043000000-N	226	GRADING	Lump Sum LS	18,000.00	18,000.00
0004	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB-BING	1 ACR	0.01	0.01
0005	0057000000-E	226	UNDERCUT EXCAVATION	500 CY	7.50	3,750.00
0006	0080000000-E	SP	CLASS IV SUBGRADE STABILIZATION	600 TON	22.50	13,500.00
0007	0195000000-E	265	SELECT GRANULAR MATERIAL	500 CY	25.00	12,500.00
0008	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	500 SY	2.25	1,125.00
0009	0318000000-E	300	FOUNDATION CONDITIONING MATERIAL, MINOR STRS	11 TON	30.00	330.00
0010	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	52 LF	30.00	1,560.00
0011	0714000000-E	310	18" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	44 LF	30.00	1,320.00
0012	0807000000-E	310	18" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	2 EA	100.00	200.00
0013	1220000000-E	545	INCIDENTAL STONE BASE	45 TON	30.00	1,350.00
0014	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	150 TON	108.85	16,327.50
0015	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	135 TON	110.92	14,974.20
0016	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	16 TON	785.00	12,560.00
0017	2000000000-N	806	RIGHT OF WAY MARKERS	14 EA	250.00	3,500.00
0018	2022000000-E	815	SUBDRAIN EXCAVATION	101 CY	10.00	1,010.00



Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	2033000000-E	815	SUBDRAIN FINE AGGREGATE	76 CY	45.00	3,420.00
0020	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	450 LF	5.00	2,250.00
0021	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	15 EA	70.00	1,050.00
0022	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1 EA	650.00	650.00
0023	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	6 LF	21.00	126.00
0024	2209000000-E	838	ENDWALLS	1 CY	700.00	700.00
0025	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	1 EA	1,450.00	1,450.00
0026	2365000000-N	840	FRAME WITH TWO GRATES, STD 840.22	1 EA	500.00	500.00
0027	3030000000-E	862	STEEL BM GUARDRAIL	50 LF	16.00	800.00
0028	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	10.00	50.00
0029	3165000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE ***** (350, TEST LEVEL II)	4 EA	1,575.00	6,300.00
0030	3317000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE B-77	4 EA	1,550.00	6,200.00
0031	3628000000-E	876	RIP RAP, CLASS I	4 TON	40.00	160.00
0032	3649000000-E	876	RIP RAP, CLASS B	12 TON	40.00	480.00
0033	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	605 SY	2.00	1,210.00
0034	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	740 SF	4.75	3,515.00
0035	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	76 SF	5.75	437.00
0036	4445000000-E	1145	BARRICADES (TYPE III)	120 LF	22.00	2,640.00

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0037	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	3,592 LF	0.71	2,550.32
0038	6000000000-E	1605	TEMPORARY SILT FENCE	400 LF	2.25	900.00
0039	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	135 TON	35.00	4,725.00
0040	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	35 TON	35.00	1,225.00
0041	6012000000-E	1610	SEDIMENT CONTROL STONE	115 TON	35.00	4,025.00
0042	6015000000-E	1615	TEMPORARY MULCHING	1.5 ACR	700.00	1,050.00
0043	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	50 LB	5.00	250.00
0044	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEED- ING	1.25 TON	950.00	1,187.50
0045	6029000000-E	SP	SAFETY FENCE	250 LF	2.00	500.00
0046	6030000000-E	1630	SILT EXCAVATION	165 CY	7.00	1,155.00
0047	6036000000-E	1631	MATTING FOR EROSION CONTROL	950 SY	2.00	1,900.00
0048	6037000000-E	SP	COIR FIBER MAT	30 SY	7.50	225.00
0049	6038000000-E	SP	PERMANENT SOIL REINFORCEMENT MAT	150 SY	6.00	900.00
0050	6070000000-N	SP	SPECIAL STILLING BASINS	4 EA	400.00	1,600.00
0051	6071010000-E	SP	WATTLE	60 LF	10.00	600.00
0052	6071020000-E	SP	POLYACRYLAMIDE (PAM)	23 LB	6.00	138.00
0053	6071030000-E	SP	COIR FIBER BAFFLES	190 LF	5.50	1,045.00
0054	6071050000-E	SP	*** SKIMMER (1-1/2")	5 EA	1,150.00	5,750.00
0055	6084000000-E	1660	SEEDING & MULCHING	7.5 ACR	1,400.00	10,500.00

## Contract Item Sheets For C201973

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0056	6087000000-E	1660	MOWING	0.5 ACR	200.00	100.00
0057	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	8.00	400.00
0058	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	1,000.00	250.00
0059	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	4.00	200.00
0060	6108000000-E	1665	FERTILIZER TOPDRESSING	0.75 TON	600.00	450.00
0061	6114000000-N	SP	SPECIALIZED HAND MOWING	5 HR	30.00	150.00
0062	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	12 EA	50.00	600.00

## Contract Item Sheets For C201973

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0063	8017000000-N	SP	CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (15 + 17.50-L-)	Lump Sum LS	38,500.00	38,500.00
0064	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (15 + 17.50-L-)	Lump Sum LS	26,500.00	26,500.00
0065	8070000000-E	410	FOUNDATION EXCAVATION	18.2 CY	500.00	9,100.00
0066	8105520000-E	SP	3'-0" DIA DRILLED PIERS IN SO IL	17 LF	112.60	1,914.20
0067	8105620000-E	SP	3'-0" DIA DRILLED PIERS NOT IN SOIL	25 LF	2,670.65	66,766.25
0068	8111200000-E	SP	PERMANENT STEEL CASING FOR 3'-0" DIA DRILLED PIER	15.3 LF	294.15	4,500.50
0069	8113000000-N	SP	SID INSPECTION	2 EA	2,515.00	5,030.00
0070	8115000000-N	SP	CROSSHOLE SONIC LOGGING	1 EA	1,400.00	1,400.00
0071	8121000000-N	412	UNCLASSIFIED STRUCTURE EXCAVA- TION AT STATION ***** (15 + 17.50-L-)	Lump Sum LS	1,295.00	1,295.00
0072	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	58.9 CY	718.45	42,316.71
0073	8217000000-E	425	REINFORCING STEEL (BRIDGE)	11,720 LB	1.27	14,884.40
0074	8238000000-E	425	SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	808 LB	3.00	2,424.00
0075	8364000000-E	450	HP12X53 STEEL PILES	75 LF	110.80	8,310.00
0076	8505000000-E	SP	VERTICAL CONCRETE BARRIER RAIL	224.8 LF	65.46	14,715.41
0077	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	86 TON	38.80	3,336.80
0078	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	95 SY	3.00	285.00
0079	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	3,700.00	3,700.00

Contract Item Sheets For C201973

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0080	8762000000-E	430	3'-0" X 1'-9" PRESTRESSED CONC CORED SLABS	896.917 LF	132.00	118,393.04

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$574,491.84 ✓

0925/Dec15/Q25174.867/D371779950000/E80

Contract Number C201973  
County Wilkes

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**

Smith-Rowe, Inc.

Full name of Corporation

639 Old US 52 South, Mount Airy, NC 27030

Address as Prequalified

Attest

William F. Fulp  
Secretary/Assistant Secretary  
Select appropriate title

William F. Fulp

Print or type Signer's name

By

David L. Rowe  
President/Vice President/Assistant Vice President  
Select appropriate title

David L. Rowe

Print or type Signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

**NOTARY SEAL**

Subscribed and sworn to before me this the

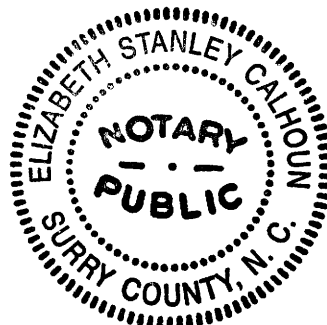
12<sup>th</sup> day of December 2008

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.



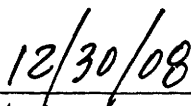
**Contract No**     C201973

**County (ies):**   Wilkes

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION

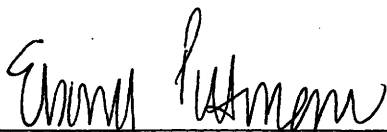


\_\_\_\_\_  
Contract Officer



\_\_\_\_\_  
Date

Execution of Contract and Bonds  
Approved as to Form:



\_\_\_\_\_  
Attorney General

Contract No.  
County

C201973

Wilkes

(Rev 7-10-08)

### CONTRACT PAYMENT BOND

Date of Payment Bond Execution	<u>December 15, 2008</u>
Name of Principal Contractor	<u>Smith-Rowe, Inc.</u>
Name of Surety:	<u>Travelers Casualty and Surety Company of America</u>
Name of Contracting Body:	<u>North Carolina Department of Transportation</u> <u>Raleigh, North Carolina</u>
Amount of Bond:	<u>\$574,491.84</u>
Contract ID No.:	<u>C201973</u>
County Name:	<u>Wilkes</u>

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.  
County

C201973

Wilkes

(Rev 7-10-08)

**CONTRACT PAYMENT BOND**

*Affix Seal of Surety Company*

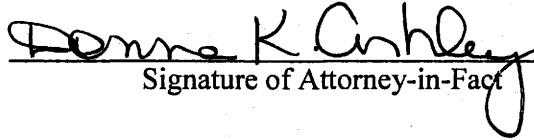
**TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA**

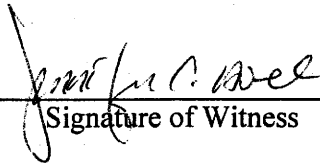
Print or type Surety Company Name

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

C201973

Wilkes

(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 David L. Rowe  
Signature of ~~President, Vice President, Assistant Vice President~~  
Select appropriate title

David L. Rowe

\_\_\_\_\_  
Print or type Signer's name

*Affix Corporate Seal*

Attest

William F. Fulp  
Signature of ~~Secretary, Assistant Secretary~~  
Select appropriate title

William F. 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. 002592200

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 15 day of December, 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](http://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. C201973  
County Wilkes

(Rev 7-10-08)

Bond #105198067

### CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: December 15, 10028

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: \$574,491.84

Contract ID No.: C201973

County Name: Wilkes

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. C201973  
County Wilkes

(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. C201973  
County Wilkes

(Rev 7-10-08)

**CONTRACT PERFORMANCE BOND  
CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

Smith-Rowe, Inc.

\_\_\_\_\_  
Full name of Corporation

639 Old US 52 South, NC 27030

\_\_\_\_\_  
Address as prequalified

By David L. Rowe  
Signature of ~~President, Vice President, Assistant Vice President~~  
Select appropriate title

David L. Rowe

\_\_\_\_\_  
Print or type Signer's name

*Affix Corporate Seal*

Attest William F. Fulp  
Signature of ~~Secretary, Assistant Secretary~~  
Select appropriate title

William F. 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. 002592201

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 15 day of December, 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](http://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.

