

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

C202037

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C202037

WBS 33383.3.1 BRZ-1362(1)

T.I.P NO. B-4015

COUNTY OF ASHE

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER SR 1362 LENGTH 0.114 MILES

LOCATION BRIDGE OVER BIG HORSE CREEK & APPROACHES ON SR-1362.

CONTRACTOR JAMES R. VANNOY & SONS CONSTRUCTION CO., INC.

ADDRESS P.O. BOX 635
JEFFERSON, NC 286400635

BIDS OPENED DECEMBER 16, 2008

CONTRACT EXECUTION JAN 26 2009

NCDOT/berc

Vendor 3687's Bid Information for Call 026, Letting L081216, 2008-12-16

James R. Vannoy & Sons Const. Co., Inc. (3687).

Vendor 3 of 7 Vendors for Call Order 026 (Proposal ID C202037).

County: ASHE

Address: 1608 US Hwy 221 N

PO Box 635

Jefferson, NC 28640

Phone Number: 336-846-7191

Signature Check: This bid has been properly signed by J_M_Vannoy_3687.

Time Bid Received: Tue Dec 16 13:48:22 2008

Bid Checksum: 15D9E27A

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$914,843.81 ✓

Bond ID: SNC08524371

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$45,742.19

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 12/03/2008

Surety Name: TRAVELERS CASUALTY & SURETY CO

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 5.9% ✓

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
4898	WB BULLINGTON CONSTRUCTION INC 417 FOXGLOVE LANE , INDIAN TRAIL, NC 28079		Sub	23,012.50
3765	WB STAY ALERT SAFETY SERVICES INC POST OFFICE BOX 467 , KERNERSVILLE, NC 27285		Sub	30,656.10
			TOTAL:	\$53,668.60 5.87%

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: SNC08524371
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: TRAVELERS CASUALTY & SURETY CO
Bond Execution Date: 12/03/2008
Bond Amount: \$45,742.19 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 11-18-08
Revised:

Contract ID: C202037 Project(s): BRZ-1362(1)
Letting Date: 12-16-08 Call Order: 026
Bidder: 3687 - James R. Vannoy & Sons Const. Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Cts
Section 0001 ROADWAY ITEMS						
Alt Group						
0001	0000100000-N MOBILIZATIO N	LUMP	LUMP			50,203.00
0002	0022000000-E UNCLASSIFIE D EXCAVATION	6,400.000 CY	19.30000			123,520.00
0003	0030000000-N BRIDGE APPROACH FILL - SUB REGIONAL TIER, STATION ***** STA. 13+17	LUMP	LUMP			5,243.75
0004	0050000000-E SUPPLEMENTA RY CLEARING & GRUB-BING	1.000 ACR	3.73000			3.73
0005	0057000000-E UNDERCUT EXCAVATION	500.000 CY	3.64000			1,820.00
0006	0063000000-N GRADING	LUMP	LUMP			77,820.00
0007	0080000000-E CLASS IV SUBGRADE STABILIZA- TION	600.000 TON	26.28000			15,768.00
0008	0134000000-E DRAINAGE DITCH EXCAVATION	15.000 CY	3.32000			49.80
0009	0195000000-E SELECT GRANULAR MATERIAL	500.000 CY	35.15000			17,575.00
0010	0196000000-E FABRIC FOR SOIL STABILIZATION	500.000 SY	1.58000			790.00

State of NC
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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	0318000000-E FOUNDATION CONDITIONING MATERIAL, MINOR STRS	5.000 TON	29.69000		148.45	
0012	0343000000-E 15" SIDE DRAIN PIPE	20.000 LF	9.72000		194.40	
0013	1121000000-E AGGREGATE BASE COURSE	100.000 TON	21.71000		2,171.00	
0014	1220000000-E INCIDENTAL STONE BASE	45.000 TON	19.39000		872.55	
0015	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	240.000 TON	86.00000		20,640.00	
0016	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	200.000 TON	94.00000		18,800.00	
0017	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	24.000 TON	472.14000		11,331.36	
0018	2000000000-N RIGHT OF WAY MARKERS	14.000 EA	195.00000		2,730.00	
0019	2022000000-E SUBDRAIN EXCAVATION	68.000 CY	3.46000		235.28	
0020	2033000000-E SUBDRAIN FINE AGGREGATE	51.000 CY	50.03000		2,551.53	
0021	2044000000-E 6" PERFORATED SUBDRAIN PIPE	300.000 LF	3.42000		1,026.00	
0022	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	9.000 EA	34.15000		307.35	

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Project(s): BRZ-1362(1)

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0023	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	EA 1.000	199.16000		199.16	
0024	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	LF 6.000	6.44000		38.64	
0025	2286000000-N MASONRY DRAINAGE STRUCTURES	EA 1.000	1,178.97000		1,178.97	
0026	2407000000-N STEEL FRAME WITH TWO GRATES, STD 840.37	EA 1.000	1,099.32000		1,099.32	
0027	2535000000-E ***X*** CONCRETE CURB (9" x 12")	LF 30.000	22.00000		660.00	
0028	3030000000-E STEEL BM GUARDRAIL	LF 175.000	17.50000		3,062.50	
0029	3150000000-N ADDITIONAL GUARDRAIL POSTS	EA 5.000	10.00000		50.00	
0030	3215000000-N GUARDRAIL ANCHOR UNITS, TYPE III	EA 4.000	1,450.00000		5,800.00	
0031	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	EA 4.000	1,900.00000		7,600.00	
0032	3380000000-E TEMPORARY STEEL BM GUARDRAIL	LF 175.000	4.00000		700.00	
0033	3387000000-N GUARDRAIL ANCHOR UNITS, TYPE ***** TEMPORARY (TYPE B-77)	EA 4.000	750.00000		3,000.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0034	3389100000-N GUARDRAIL ANCHOR UNITS, TYPE 350 TEMPORARY	EA 4.000	700.00000		2,800.00	
0035	3649000000-E RIP RAP, CLASS B	TON 17.000	25.40000		431.80	
0036	3656000000-E FILTER FABRIC FOR DRAINAGE	SY 559.000	1.17000		654.03	
0037	4400000000-E WORK ZONE SIGNS (STATIONARY)	SF 270.000	6.25000		1,687.50	
0038	4405000000-E WORK ZONE SIGNS (PORTABLE)	SF 128.000	9.10000		1,164.80	
0039	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	SF 36.000	7.35000		264.60	
0040	4430000000-N DRUMS	EA 20.000	35.00000		700.00	
0041	4435000000-N CONES	EA 20.000	1.00000		20.00	
0042	4445000000-E BARRICADES (TYPE III)	LF 48.000	26.65000		1,279.20	
0043	4455000000-N FLAGGER	MD 120.000	125.45000		15,054.00	
0044	4480000000-N TMIA	EA 1.000	1,777.51000		1,777.51	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0045	4609000000-N GENERIC TRAFFIC CONTROL ITEM TEMPORARY TRAFFIC SIGNAL SYSTEM	180.000 DAY	142.00000		25,560.00	
0046	4810000000-E PAINT PAVEMENT MARKING LINES (4")	13,100.000 LF	0.29000		3,799.00	
0047	4835000000-E PAINT PAVEMENT MARKING LINES (24")	34.000 LF	1.60000		54.40	
0048	4850000000-E REMOVAL OF PAVEMENT MARKING LINES (4")	224.000 LF	1.00000		224.00	
0049	4870000000-E REMOVAL OF PAVEMENT MARKING LINES (24")	17.000 LF	5.00000		85.00	
0050	6000000000-E TEMPORARY SILT FENCE	1,500.000 LF	2.51000		3,765.00	
0051	6006000000-E STONE FOR EROSION CONTROL, CLASS A	135.000 TON	31.10000		4,198.50	
0052	6009000000-E STONE FOR EROSION CONTROL, CLASS B	180.000 TON	32.28000		5,810.40	
0053	6012000000-E SEDIMENT CONTROL STONE	150.000 TON	29.56000		4,434.00	
0054	6015000000-E TEMPORARY MULCHING	2.500 ACR	550.00000		1,375.00	
0055	6018000000-E SEED FOR TEMPORARY SEEDING	100.000 LB	2.00000		200.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0056	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	1.250 TON	630.00000		787.50	
0057	6029000000-E SAFETY FENCE	400.000 LF	2.51000		1,004.00	
0058	6030000000-E SILT EXCAVATION	300.000 CY	3.20000		960.00	
0059	6036000000-E MATTING FOR EROSION CONTROL	4,400.000 SY	1.95000		8,580.00	
0060	6037000000-E COIR FIBER MAT	10.000 SY	4.60000		46.00	
0061	6042000000-E 1/4" HARDWARE CLOTH	20.000 LF	5.76000		115.20	
0062	6070000000-N SPECIAL STILLING BASINS	4.000 EA	145.27000		581.08	
0063	6071010000-E WATTLE	170.000 LF	7.50000		1,275.00	
0064	6071020000-E POLYACRYLAMIDE (PAM)	63.000 LB	20.00000		1,260.00	
0065	6071030000-E COIR FIBER BAFFLES	30.000 LF	8.65000		259.50	
0066	6071050000-E *** SKIMMER (1-1/2")	1.000 EA	624.35000		624.35	
0067	6084000000-E SEEDING & MULCHING	3.500 ACR	2,100.00000		7,350.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0068	6087000000-E MOWING	ACR 1.500	10.00000		15.00	
0069	6090000000-E SEED FOR REPAIR SEEDING	LB 50.000	2.00000		100.00	
0070	6093000000-E FERTILIZER FOR REPAIR SEEDING	TON 0.250	550.00000		137.50	
0071	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	LB 50.000	2.00000		100.00	
0072	6108000000-E FERTILIZER TOPDRESSING	TON 1.500	700.00000		1,050.00	
0073	6114000000-N SPECIALIZED HAND MOWING	HR 5.000	5.00000		25.00	
0074	6117000000-N RESPONSE FOR EROSION CONTROL	EA 12.000	175.00000		2,100.00	
0075	6123000000-E REFORESTATION	ACR 0.100	2,500.00000		250.00	
0076	0708000000-E 15" BIT COAT CS PIPE CULVERTS, AA1 TYPE B 0.064" THICK	LF 12.000	17.23000		206.76	
0077	0540000000-E ****" ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, AA2 ****" THICK (15", 0.064")	LF 12.000				
Section 0001 Total					479,355.42	

Section 0004 STRUCTURE ITEMS

Alt Group

State of NC
Dept of Transportation

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Bidder: 3687 - James R. Vannoy & Sons Const. Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0078	8007000000-N CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP STRUCTURE AT STA ***** (13+17.50-L-)	LUMP	LUMP			166,376.94
0079	8017000000-N CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (13+17.50-L-)	LUMP	LUMP			10,003.07
0080	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (13+17.50-L-)	LUMP	LUMP			39,533.11
0081	8105520000-E 3'-0" DIA DRILLED PIERS IN SOIL	24.200 LF	116.75000			2,825.35
0082	8105620000-E 3'-0" DIA DRILLED PIERS NOT IN SOIL	10.000 LF	3,105.68000			31,056.80
0083	8111200000-E PERMANENT STEEL CASING FOR 3'-0" DIA DRILLED PIER	20.500 LF	175.00000			3,587.50
0084	8113000000-N SID INSPECTION	3.000 EA	1,000.00000			3,000.00
0085	8114000000-N SPT TESTING	3.000 EA	1,000.00000			3,000.00
0086	8115000000-N CROSSHOLE SONIC LOGGING	1.000 EA	1,000.00000			1,000.00
0087	8121000000-N UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (13+17.50-L-)	LUMP	LUMP			1,551.84

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Project(s): BRZ-1362(1)

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0088	8182000000-E CLASS A CONCRETE (BRIDGE)	51.300 CY	634.44000		32,546.77	
0089	8210000000-N BRIDGE APPROACH SLABS, STATION***** (13+17.50-L-)	LUMP	LUMP		16,443.53	
0090	8217000000-E REINFORCING STEEL (BRIDGE)	9,142.000 LB	0.62000		5,668.04	
0091	8238000000-E SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	656.000 LB	2.35000		1,541.60	
0092	8364000000-E HP12X53 STEEL PILES	130.000 LF	87.52000		11,377.60	
0093	8505000000-E VERTICAL CONCRETE BARRIER RAIL	163.170 LF	96.18000		15,693.69	
0094	8608000000-E RIP RAP CLASS II (2'-0" THICK)	77.000 TON	10.45000		804.65	
0095	8622000000-E FILTER FABRIC FOR DRAINAGE	85.000 SY	2.43000		206.55	
0096	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP		5,221.75	
0097	8762000000-E 3'-0" X 1'-9" PRESTRESSED CONCCORED SLABS	734.250 LF	114.47000		84,049.60	
	Section 0004 Total				435,488.39	
	Bid Total				914,843.81	

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: 11-18-08
PAGE: 13

PROPOSAL: C202037
LETTING: L081216 CALL: 026
VENDOR: 3687 James R. Vannoy & Sons Const. Co., Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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DBE SUBCONTRACTOR: 4898 BULLINGTON CONSTRUCTION INC
Will Use Quote: Yes

0028	3030000000-E	STL BM GUARD LF		175.000	17.50000	3062.50
0029	3150000000-N	ADDIT GUARDR EA		5.000	10.00000	50.00
0030	3215000000-N	GR ANCHOR TY EA		4.000	1450.00000	5800.00
0031	3270000000-N	GR ANCHOR TY EA		4.000	1900.00000	7600.00
0032	3380000000-E	TEMP STL BM LF		175.000	4.00000	700.00
0033	3387000000-N	GDRL ANCH UN EA		4.000	750.00000	3000.00
0034	3389100000-N	GDRL ANCH UN EA		4.000	700.00000	2800.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 23,012.50 ✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 23,012. ✓

DBE SUBCONTRACTOR: 3765 STAY ALERT SAFETY SERVICES INC
Will Use Quote: Yes

0037	4400000000-E	WORK ZONE SI SF		270.000	6.25000	1687.50
0038	4405000000-E	WORK ZONE SI SF		128.000	9.10000	1164.80
0039	4410000000-E	WORK ZONE SI SF		36.000	7.35000	264.60
0040	4430000000-N	DRUMS EA		20.000	35.00000	700.00
0042	4445000000-E	BARRICADES (LF		48.000	26.65000	1279.20
0045	4609000000-N	GENERIC TRAF DAY		180.000	142.00000	25560.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 30,656.10 ✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 30,656. ✓

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 5.87% or 53668.60
Required: 5.00% or 45742.19
<GOAL MET>

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	50,203.00	50,203.00
0002	0022000000-E	225	UNCLASSIFIED EXCAVATION	6,400 CY	19.30	123,520.00
0003	0030000000-N	SP	BRIDGE APPROACH FILL - SUB REGIONAL TIER, STATION ***** STA. 13+17	Lump Sum LS	5,243.75	5,243.75
0004	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	3.73	3.73
0005	0057000000-E	226	UNDERCUT EXCAVATION	500 CY	3.64	1,820.00
0006	0063000000-N	SP	GRADING	Lump Sum LS	77,820.00	77,820.00
0007	0080000000-E	SP	CLASS IV SUBGRADE STABILIZA- TION	600 TON	26.28	15,768.00
0008	0134000000-E	240	DRAINAGE DITCH EXCAVATION	15 CY	3.32	49.80
0009	0195000000-E	265	SELECT GRANULAR MATERIAL	500 CY	35.15	17,575.00
0010	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	500 SY	1.58	790.00
0011	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	5 TON	29.69	148.45
0012	0343000000-E	310	15" SIDE DRAIN PIPE	20 LF	9.72	194.40
0013	1121000000-E	520	AGGREGATE BASE COURSE	100 TON	21.71	2,171.00
0014	1220000000-E	545	INCIDENTAL STONE BASE	45 TON	19.39	872.55
0015	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	240 TON	86.00	20,640.00
0016	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	200 TON	94.00	18,800.00
0017	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	24 TON	472.14	11,331.36
0018	2000000000-N	806	RIGHT OF WAY MARKERS	14 EA	195.00	2,730.00

Contract Item Sheets For C202037

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	2022000000-E	815	SUBDRAIN EXCAVATION	68 CY	3.46	235.28
0020	2033000000-E	815	SUBDRAIN FINE AGGREGATE	51 CY	50.03	2,551.53
0021	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	300 LF	3.42	1,026.00
0022	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	9 EA	34.15	307.35
0023	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1 EA	199.16	199.16
0024	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	6 LF	6.44	38.64
0025	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	1 EA	1,178.97	1,178.97
0026	2407000000-N	840	STEEL FRAME WITH TWO GRATES, STD 840.37	1 EA	1,099.32	1,099.32
0027	2535000000-E	846	***X *** CONCRETE CURB (9" x 12")	30 LF	22.00	660.00
0028	3030000000-E	862	STEEL BM GUARDRAIL	175 LF	17.50	3,062.50
0029	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	10.00	50.00
0030	3215000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE III	4 EA	1,450.00	5,800.00
0031	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	4 EA	1,900.00	7,600.00
0032	3380000000-E	862	TEMPORARY STEEL BM GUARDRAIL	175 LF	4.00	700.00
0033	3387000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE ***** TEMPORARY (TYPE B-77)	4 EA	750.00	3,000.00
0034	3389100000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350 TEMPORARY	4 EA	700.00	2,800.00
0035	3649000000-E	876	RIP RAP, CLASS B	17 TON	25.40	431.80
0036	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	559 SY	1.17	654.03

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0037	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	270 SF	6.25	1,687.50
0038	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	128 SF	9.10	1,164.80
0039	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	36 SF	7.35	264.60
0040	4430000000-N	1130	DRUMS	20 EA	35.00	700.00
0041	4435000000-N	1135	CONES	20 EA	1.00	20.00
0042	4445000000-E	1145	BARRICADES (TYPE III)	48 LF	26.65	1,279.20
0043	4455000000-N	1150	FLAGGER	120 MD	125.45	15,054.00
0044	4480000000-N	1165	TMIA	1 EA	1,777.51	1,777.51
0045	4609000000-N	SP	GENERIC TRAFFIC CONTROL ITEM TEMPORARY TRAFFIC SIGNAL SYSTEM	180 DAY	142.00	25,560.00
0046	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	13,100 LF	0.29	3,799.00
0047	4835000000-E	1205	PAINT PAVEMENT MARKING LINES (24")	34 LF	1.60	54.40
0048	4850000000-E	1205	REMOVAL OF PAVEMENT MARKING LINES (4")	224 LF	1.00	224.00
0049	4870000000-E	1205	REMOVAL OF PAVEMENT MARKING LINES (24")	17 LF	5.00	85.00
0050	6000000000-E	1605	TEMPORARY SILT FENCE	1,500 LF	2.51	3,765.00
0051	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	135 TON	31.10	4,198.50
0052	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	180 TON	32.28	5,810.40
0053	6012000000-E	1610	SEDIMENT CONTROL STONE	150 TON	29.56	4,434.00
0054	6015000000-E	1615	TEMPORARY MULCHING	2.5 ACR	550.00	1,375.00

Contract Item Sheets For C202037

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0055	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	100 LB	2.00	200.00
0056	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEEDING	1.25 TON	630.00	787.50
0057	6029000000-E	SP	SAFETY FENCE	400 LF	2.51	1,004.00
0058	6030000000-E	1630	SILT EXCAVATION	300 CY	3.20	960.00
0059	6036000000-E	1631	MATTING FOR EROSION CONTROL	4,400 SY	1.95	8,580.00
0060	6037000000-E	SP	COIR FIBER MAT	10 SY	4.60	46.00
0061	6042000000-E	1632	1/4" HARDWARE CLOTH	20 LF	5.76	115.20
0062	6070000000-N	SP	SPECIAL STILLING BASINS	4 EA	145.27	581.08
0063	6071010000-E	SP	WATTLE	170 LF	7.50	1,275.00
0064	6071020000-E	SP	POLYACRYLAMIDE (PAM)	63 LB	20.00	1,260.00
0065	6071030000-E	SP	COIR FIBER BAFFLES	30 LF	8.65	259.50
0066	6071050000-E	SP	*** SKIMMER (1-1/2")	1 EA	624.35	624.35
0067	6084000000-E	1660	SEEDING & MULCHING	3.5 ACR	2,100.00	7,350.00
0068	6087000000-E	1660	MOWING	1.5 ACR	10.00	15.00
0069	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	2.00	100.00
0070	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	550.00	137.50
0071	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	2.00	100.00
0072	6108000000-E	1665	FERTILIZER TOPDRESSING	1.5 TON	700.00	1,050.00
0073	6114000000-N	SP	SPECIALIZED HAND MOWING	5 HR	5.00	25.00
0074	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	12 EA	175.00	2,100.00

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0075	6123000000-E	1670	REFORESTATION	0.1 ACR	2,500.00	250.00

***** BEGIN SCHEDULE AA *****
 ***** (2 ALTERNATES) *****

0076 AA1	0708000000-E	310	15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	12 LF	17.23	206.76
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*** OR ***

0077 AA2	0540000000-E	SP	**** ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, **** THICK (15", 0.064")	12 LF		
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***** END SCHEDULE AA *****

Contract Item Sheets For C202037

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0078	8007000000-N	SP	CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP STRUCTURE AT STA ***** (13+ 17.50-L-)	Lump Sum LS	166,376.94	166,376.94
0079	8017000000-N	SP	CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (13+ 17.50-L-)	Lump Sum LS	10,003.07	10,003.07
0080	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (13+ 17.50-L-)	Lump Sum LS	39,533.11	39,533.11
0081	8105520000-E	SP	3'-0" DIA DRILLED PIERS IN SO IL	24.2 LF	116.75	2,825.35
0082	8105620000-E	SP	3'-0" DIA DRILLED PIERS NOT IN SOIL	10 LF	3,105.68	31,056.80
0083	8111200000-E	SP	PERMANENT STEEL CASING FOR 3'-0" DIA DRILLED PIER	20.5 LF	175.00	3,587.50
0084	8113000000-N	SP	SID INSPECTION	3 EA	1,000.00	3,000.00
0085	8114000000-N	SP	SPT TESTING	3 EA	1,000.00	3,000.00
0086	8115000000-N	SP	CROSSHOLE SONIC LOGGING	1 EA	1,000.00	1,000.00
0087	8121000000-N	412	UNCLASSIFIED STRUCTURE EXCAVA- TION AT STATION ***** (13+ 17.50-L-)	Lump Sum LS	1,551.84	1,551.84
0088	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	51.3 CY	634.44	32,546.77
0089	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (13+ 17.50-L-)	Lump Sum LS	16,443.53	16,443.53
0090	8217000000-E	425	REINFORCING STEEL (BRIDGE)	9,142 LB	0.62	5,668.04
0091	8238000000-E	425	SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	656 LB	2.35	1,541.60
0092	8364000000-E	450	HP12X53 STEEL PILES	130 LF	87.52	11,377.60
0093	8505000000-E	SP	VERTICAL CONCRETE BARRIER RAIL	163.17 LF	96.18	15,693.69

Contract Item Sheets For C202037

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0094	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	77 TON	10.45	804.65
0095	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	85 SY	2.43	206.55
0096	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	5,221.75	5,221.75
0097	8762000000-E	430	3'-0" X 1'-9" PRESTRESSED CONC CORED SLABS	734.25 LF	114.47	84,049.60

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$914,843.81 ✓

1338/Jan08/Q43500.02/D443466650000/E97

Contract Number C202037
County Ashe

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

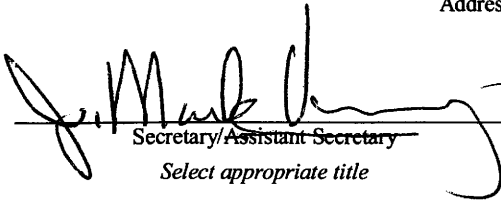
James R. Vannoy & Sons Construction Company, Inc.

Full name of Corporation

Post Office Box 635 Jefferson, N C 28640

Address as Prequalified

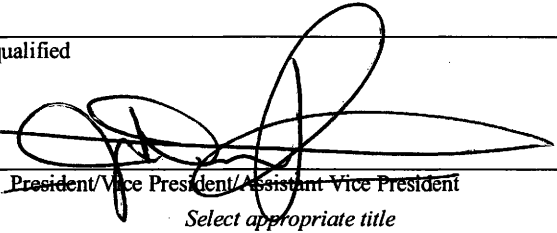
Attest


Secretary/Assistant Secretary
Select appropriate title

J. Mark Vannoy

Print or type Signer's name

By


President/Vice President/Assistant Vice President
Select appropriate title

J. Dennis Pennington

Print or type Signer's name

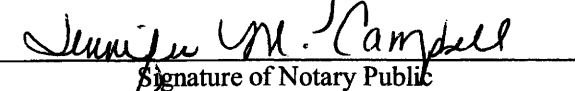
CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

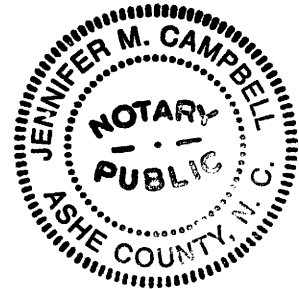
9th day of January 2009


Signature of Notary Public

of Ashe County

State of NC

My Commission Expires: 2-4-2011



DEBARMENT CERTIFICATION OF CONTRACTOR

Conditions for certification:

1. The Contractor shall provide immediate written notice to the Department if at any time the Contractor learns that his certification was erroneous when he submitted his debarment certification or explanation that is on file with the Department, or has become erroneous because of changed circumstances.
2. The terms *covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded*, as used in this provision, have the meanings set out in the Definitions and Coverage sections of the rules implementing Executive Order 12549. A copy of the Federal Rules requiring this certification and detailing the definitions and coverages may be obtained from the Contract Officer of the Department.
3. The Contractor agrees by submitting this form, that he will not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in NCDOT contracts, unless authorized by the Department.
4. For Federal Aid projects, the Contractor further agrees that by submitting this form he will include the Federal-Aid Provision titled *Required Contract Provisions Federal-Aid Construction Contract (Form FHWA PR 1273)* provided by the Department, without subsequent modification, in all lower tier covered transactions.
5. The Contractor may rely upon a certification of a participant in a lower tier covered transaction that he is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless he knows that the certification is erroneous. The Contractor may decide the method and frequency by which he will determine the eligibility of his subcontractors.
6. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this provision. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
7. Except as authorized in paragraph 3 herein, the Department may terminate any contract if the Contractor knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available by the Federal Government.

DEBARMENT CERTIFICATION

The Contractor certifies to the best of his knowledge and belief, that he and his principals:

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

If the Contractor cannot certify that he is not debarred, he shall provide an explanation with this submittal. An explanation will not necessarily result in denial of participation in a contract.

Failure to submit a non-collusion affidavit and debarment certification will result in the Contractor's bid being considered non-responsive.

Check here if an explanation is attached to this certification.

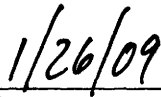
Contract No C202037

County (ies): Ashe

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION



Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Assistant Attorney General

Contract No. C202037
County Ashe

(Rev 7-10-08)

CONTRACT PAYMENT BOND

Date of Payment Bond Execution January 9, 2009

Name of Principal Contractor James R. Vannoy & Sons Construction Company, Inc.

Name of Surety: Traveler's Casualty & Surety Co. of America

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

Amount of Bond: \$914,843.81

Contract ID No.: C202037

County Name: Ashe

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. C202037
County Ashe

(Rev 7-10-08)

CONTRACT PAYMENT BOND

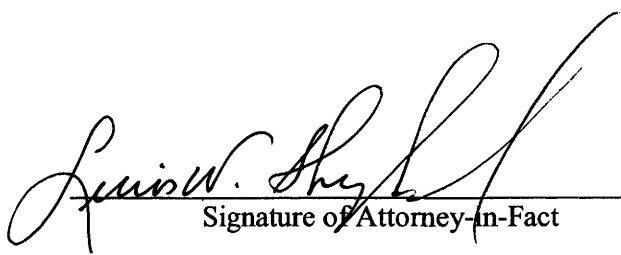
Affix Seal of Surety Company

Traveler's Casualty & Surety Co. of America

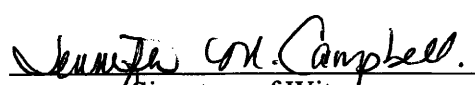
Print or type Surety Company Name

By Lewis W. Shepherd

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



Signature of Attorney-in-Fact



Signature of Witness

Jennifer M. Campbell

Print or type Witness's name

PO Box 390 West Jefferson, NC 28694

Address of Attorney-in-Fact

Contract No. C202037
County Ashe

(Rev 7-10-08)

**CONTRACT PAYMENT BOND
CORPORATION**

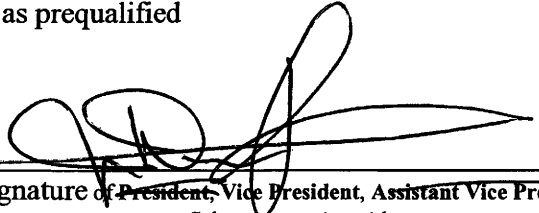
SIGNATURE OF CONTRACTOR (Principal)

James R. Vannoy & Sons Construction Company, Inc.

Full name of Corporation

PO Box 635 Jefferson, NC 28640

Address as prequalified


By 

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

J. Dennis Pennington

Print or type Signer's name

Affix Corporate Seal

Attest 

Signature of Secretary, Assistant Secretary
Select appropriate title

J. Mark Vannoy

Print or type Signer's name

Contract No.
County

C202037
Ashe

(Rev 7-10-08)

CONTRACT PAYMENT BOND

Attach certified copy of Power of Attorney to this sheet

Contract No. C202037
County Ashe

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: January 9, 2009

Name of Principal Contractor: James R. Vannoy & Sons Construction Company, Inc.

Name of Surety: Traveler's Casualty & Surety Co. of America

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

Amount of Bond: \$914,843.81

Contract ID No.: C202037

County Name: Ashe

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. C202037
County Ashe

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

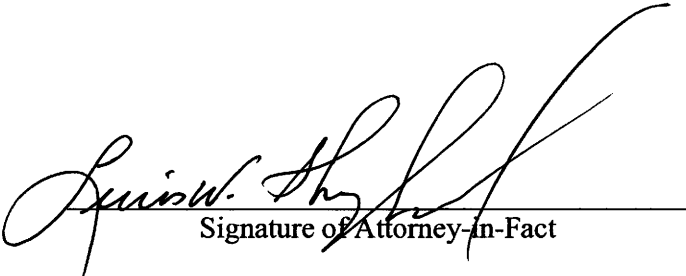
Affix Seal of Surety Company

Traveler's Casualty & Surety Co. of America

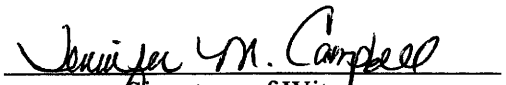
Print or type Surety Company Name

By Lewis W. Shepherd

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



Signature of Attorney-in-Fact



Signature of Witness

Jennifer M. Campbell

Print or type Witness's name

PO Box 390 West Jefferson, NC 28694

Address of Attorney-in-Fact

Contract No. C202037
County Ashe

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND
CORPORATION

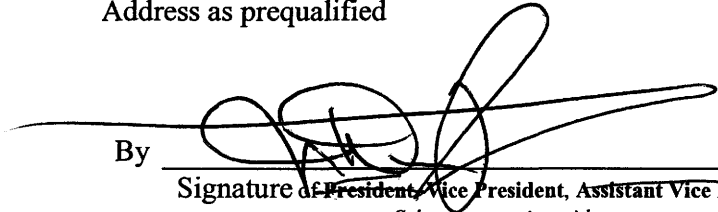
SIGNATURE OF CONTRACTOR (Principal)

James R. Vannoy & Sons Construction Company, Inc.

Full name of Corporation

Post Office Box 635 Jefferson, NC 28640

Address as prequalified


By 

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

J. Dennis Pennington

Print or type Signer's name

Affix Corporate Seal

Attest 

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

J. Mark Vannoy

Print or type Signer's name

Contract No.
County

C202037
Ashe

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

Attach certified copy of Power of Attorney to this sheet



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. 214726

Certificate No. 000543559

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

Christopher V. Miller, David C. Miller, and Lewis W. Shepherd

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

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

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

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



State of Connecticut
City of Hartford ss.

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

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

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 2006.



[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 9th day of JANUARY, 2009

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.stpaultravelersbond.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.

