

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

C202049

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C202049

WBS 33524.3.1 BRZ-1193(5)

T.I.P NO. B-4177

COUNTY OF LINCOLN

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER SR 1193 LENGTH 0.151 MILES

LOCATION BRIDGE OVER HOWARD'S CREEK AND APPROACHES ON SR-1193.

CONTRACTOR GEYMONT CONSTRUCTION CO., INC.

ADDRESS 2361 BEN YOUNT LN
VALE, NC 281688646

BIDS OPENED JANUARY 20, 2009

CONTRACT EXECUTION FEB 23 2009

**Geymont Construction Company, Inc. (512).
Vendor 13 of 15 Vendors for Call Order 007 (Proposal ID C202049).**

County: LINCOLN
 Address: 2361 Ben Yount Lane
 Vale, NC 28168
 Phone Number: 704-276-1664 ✓
 Signature Check: This bid has been properly signed by Jerry_D._Geymont_512.
 Time Bid Received: Tue Jan 20 13:38:33 2009
 Bid Checksum: E72B3E6D
 Amendment Count: 1
 Bidding Errors: No bidding errors.
 Bid Total: \$874,296.08 ✓
 Bond ID: SNC09219638
 Bond was Verified: Yes.
 Bond Required Percent: 5.00%
 Minimum Check Amount: \$43,714.80
 Bid Security Maximum: \$
 Bond Agency Name:
 Agency Execution Date: 1/15/2009
 Surety Name: Berkley Regional Insurance Company
 Surety State of Incorporation:
 Bond Company:
 Bond Type:
 Bond Appr Flag:
 Bond Affirm:
 Bond was Paid by Check: No.

DBE Goal SET 8.0⁰⁷⁰
 DBE Goal MET 8.1⁰⁷⁰

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
2707	DB MCL ENTERPRISES, INC. 220 CAT SQUARE ROAD , LINCOLNTON, NC 28092		Sub	41,500.00
2855	DB BOSS CONSTRUCTION CO., INC. 229 BOXWOOD CHURCH ROAD , MOCKSVILLE, NC 27028		Sup	9,540.31
3376	DB REYNOLDS FENCE & GUARDRAIL INC 9320 MACHADO DRIVE , INDIAN TRAIL, NC 28079		Sub	13,782.50
1686	DB JAMES RANKIN DBA B. J. HAULING 302 RAMSEUR ROAD , MAIDEN, NC 28650		Sub	3,030.00
2358	DB V & D TRUCKING 413 KELLY STREET , MOORESVILLE, NC 28115		Sub	3,030.00
4434	DB LONG BROTHERS OF SUMMERFIELD, I PO BOX 35048 , GREENSBORO, NC 27425		Sub	900.00
12894	DB LITTLE L'S DUMP TRUCK SERVICE, 4393 HIGHWAY 73 , IRON STATION, NC 28080		Sub	3,030.00
			TOTAL:	\$70,996.69 8.12%

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:

NCDOT/berc

Vendor 512's Load Output for Call 007, Letting L090120, 2009-01-20

=====

BondID: SNC09219638
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: Berkley Regional Insurance Company
Bond Execution Date: 1/15/2009
Bond Amount: \$43,714.80 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 12-18-08
Revised: 01-08-09

Contract ID: C202049 Project(s): BRZ-1193(5)
Letting Date: 01-20-09 Call Order: 007
Bidder: 512 - Geymont Construction Company, 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			35,000.00
0002	0000400000-N CONSTRUCTION SURVEYING	LUMP	LUMP			6,000.00
0003	0022000000-E UNCLASSIFIED EXCAVATION	5,700.000 CY	3.50000			19,950.00
0005	0050000000-E SUPPLEMENTARY CLEARING & GRUB-BING	1.000 ACR	1.00000			1.00
0006	0057000000-E UNDERCUT EXCAVATION	200.000 CY	5.00000			1,000.00
0007	0063000000-N GRADING	LUMP	LUMP			40,000.00
0008	0134000000-E DRAINAGE DITCH EXCAVATION	210.000 CY	3.00000			630.00
0009	0195000000-E SELECT GRANULAR MATERIAL	800.000 CY	9.00000			7,200.00
0010	0196000000-E FABRIC FOR SOIL STABILIZATION	800.000 SY	2.50000			2,000.00
0011	0318000000-E FOUNDATION CONDITIONING MATERIAL, MINOR STRS	30.000 TON	30.00000			900.00
0012	0366000000-E 15" RC PIPE CULVERTS, CLASS III	78.000 LF	22.00000			1,716.00

State of NC
Dept of Transportation

Date: 12-18-08
Revised: 01-08-09

Contract ID: C202049

Project(s): BRZ-1193(5)

Letting Date: 01-20-09 Call Order: 007

Bidder: 512 - Geymont Construction Company, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0013	0708000000-E 15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	148.000 LF	30.00000		4,440.00	
0014	0714000000-E 18" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	48.000 LF	35.00000		1,680.00	
0015	1220000000-E INCIDENTAL STONE BASE	200.000 TON	25.00000		5,000.00	
0016	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	1,000.000 TON	46.00000		46,000.00	
0017	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	515.000 TON	48.00000		24,720.00	
0018	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	75.000 TON	520.00000		39,000.00	
0019	2022000000-E SUBDRAIN EXCAVATION	112.000 CY	5.00000		560.00	
0020	2033000000-E SUBDRAIN FINE AGGREGATE	84.000 CY	30.00000		2,520.00	
0021	2044000000-E 6" PERFORATED SUBDRAIN PIPE	500.000 LF	3.00000		1,500.00	
0022	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	15.000 EA	30.00000		450.00	
0023	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1.000 EA	150.00000		150.00	
0024	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	6.000 LF	15.00000		90.00	

State of NC
Dept of Transportation

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Letting Date: 01-20-09 Call Order: 007
Bidder: 512 - Geymont Construction Company, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0025	2286000000-N MASONRY DRAINAGE STRUCTURES	EA 4.000	1,200.00000		4,800.00	
0026	2308000000-E MASONRY DRAINAGE STRUCTURES	LF 1.000	200.00000		200.00	
0027	2354200000-N FRAME WITH GRATE, STD 840.24	EA 3.000	300.00000		900.00	
0028	2355000000-N FRAME WITH GRATE, STD 840.29	EA 1.000	300.00000		300.00	
0029	3150000000-N ADDITIONAL GUARDRAIL POSTS	EA 5.000	30.00000		150.00	
0030	3165000000-N GUARDRAIL ANCHOR UNITS, TYPE ***** (350 TL-2)	EA 4.000	1,475.00000		5,900.00	
0031	3215000000-N GUARDRAIL ANCHOR UNITS, TYPE III	EA 4.000	1,400.00000		5,600.00	
0032	3503000000-E WOVEN WIRE FENCE, 47" FABRIC	LF 210.000	3.25000		682.50	
0033	3509000000-E 4" TIMBER FENCE POSTS, 7'-6" LONG	EA 10.000	15.00000		150.00	
0034	3515000000-E 5" TIMBER FENCE POSTS, 8'-0" LONG	EA 20.000	30.00000		600.00	
0035	3557000000-E ADDITIONAL BARBED WIRE	LF 100.000	2.00000		200.00	

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Bidder: 512 - Geymont Construction Company, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0036	3569000000-E BARBED WIRE FENCE RESET REMOVE AND RESET EXISTING 5 STRAND BARBED WIRE FENCING	100.000 LF	5.00000		500.00	
0037	3628000000-E RIP RAP, CLASS I	135.000 TON	42.00000		5,670.00	
0038	3635000000-E RIP RAP, CLASS II	125.000 TON	42.00000		5,250.00	
0039	3649000000-E RIP RAP, CLASS B	165.000 TON	40.00000		6,600.00	
0040	3656000000-E FILTER FABRIC FOR DRAINAGE	1,385.000 SY	2.50000		3,462.50	
0041	4400000000-E WORK ZONE SIGNS (STATIONARY)	253.000 SF	4.00000		1,012.00	
0042	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	104.000 SF	5.10000		530.40	
0043	4430000000-N DRUMS	10.000 EA	35.00000		350.00	
0044	4445000000-E BARRICADES (TYPE III)	80.000 LF	21.50000		1,720.00	
0045	4810000000-E PAINT PAVEMENT MARKING LINES (4")	6,480.000 LF	0.40000		2,592.00	
0046	6000000000-E TEMPORARY SILT FENCE	480.000 LF	3.00000		1,440.00	

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Bidder: 512 - Geymont Construction Company, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0047	6006000000-E STONE FOR EROSION CONTROL, CLASS A	180.000 TON	30.00000		5,400.00	
0048	6009000000-E STONE FOR EROSION CONTROL, CLASS B	185.000 TON	30.00000		5,550.00	
0049	6012000000-E SEDIMENT CONTROL STONE	175.000 TON	30.00000		5,250.00	
0050	6015000000-E TEMPORARY MULCHING	2.000 ACR	500.00000		1,000.00	
0051	6018000000-E SEED FOR TEMPORARY SEEDING	50.000 LB	3.00000		150.00	
0052	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	1.250 TON	1,900.00000		2,375.00	
0053	6029000000-E SAFETY FENCE	225.000 LF	3.00000		675.00	
0054	6030000000-E SILT EXCAVATION	600.000 CY	4.00000		2,400.00	
0055	6036000000-E MATTING FOR EROSION CONTROL	2,000.000 SY	1.50000		3,000.00	
0056	6037000000-E COIR FIBER MAT	25.000 SY	8.00000		200.00	
0057	6038000000-E PERMANENT SOIL REINFORCEMENT MAT	85.000 SY	5.00000		425.00	
0058	6042000000-E 1/4" HARDWARE CLOTH	80.000 LF	2.50000		200.00	

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Letting Date: 01-20-09 Call Order: 007

Bidder: 512 - Geymont Construction Company, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0059	6070000000-N SPECIAL STILLING BASINS	EA 4.000	250.00000		1,000.00	
0060	6071030000-E COIR FIBER BAFFLES	LF 200.000	4.00000		800.00	
0061	6071050000-E *** SKIMMER (1-1/2")	EA 4.000	750.00000		3,000.00	
0062	6084000000-E SEEDING & MULCHING	ACR 11.000	1,550.00000		17,050.00	
0063	6087000000-E MOWING	ACR 1.000	50.00000		50.00	
0064	6090000000-E SEED FOR REPAIR SEEDING	LB 50.000	11.50000		575.00	
0065	6093000000-E FERTILIZER FOR REPAIR SEEDING	TON 0.250	1,800.00000		450.00	
0066	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	LB 50.000	2.00000		100.00	
0067	6108000000-E FERTILIZER TOPDRESSING	TON 1.000	1,200.00000		1,200.00	
0068	6114000000-N SPECIALIZED HAND MOWING	HR 5.000	75.00000		375.00	
0069	6117000000-N RESPONSE FOR EROSION CONTROL	EA 12.000	300.00000		3,600.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0094	0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (18+85.00 -L-)	LUMP	LUMP			10,000.00
Section 0001 Total						353,941.40
Section 0004 STRUCTURE ITEMS						
Alt Group						
0070	8017000000-N CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (18+85.00-L-)	LUMP	LUMP			10,000.00
0071	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (18+85.00-L-)	LUMP	LUMP			15,000.00
0072	8096000000-E PILE EXCAVATION IN SOIL	90.000 LF		310.00000		27,900.00
0073	8097000000-E PILE EXCAVATION NOT IN SOIL	32.000 LF		310.00000		9,920.00
0074	8105540000-E 3'-6" DIA DRILLED PIERS IN SOIL	5.400 LF		1,700.00000		9,180.00
0075	8105640000-E 3'-6" DIA DRILLED PIERS NOT IN SOIL	22.000 LF		1,700.00000		37,400.00
0076	8111400000-E PERMANENT STEEL CASING FOR 3'-6" DIA DRILLED PIER	11.400 LF		275.00000		3,135.00
0077	8113000000-N SID INSPECTION	1.000 EA		500.00000		500.00

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Bidder: 512 - Geymont Construction Company, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0078	8115000000-N CROSSHOLE SONIC LOGGING	1.000 EA	1,000.00000		1,000.00	
0079	8119000000-E UNCLASSIFIED STRUCTURE EXCAVATION	880.000 CY	10.00000		8,800.00	
0080	8147000000-E REINFORCED CONCRETE DECK SLAB	4,395.000 SF	30.00000		131,850.00	
0081	8161000000-E GROOVING BRIDGE FLOORS	4,261.000 SF	0.33000		1,406.13	
0082	8182000000-E CLASS A CONCRETE (BRIDGE)	56.500 CY	850.00000		48,025.00	
0083	8210000000-N BRIDGE APPROACH SLABS, STATION***** (18+85.00-L-)	LUMP	LUMP		25,000.00	
0084	8217000000-E REINFORCING STEEL (BRIDGE)	11,127.000 LB	1.60000		17,803.20	
0085	8238000000-E SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	1,169.000 LB	3.00000		3,507.00	
0086	8262000000-E 45" PRESTRESSED CONCRETE GIRDERS	509.000 LF	215.00000		109,435.00	
0087	8364000000-E HP12X53 STEEL PILES	280.000 LF	45.00000		12,600.00	
0088	8391000000-N STEEL PILE POINTS	8.000 EA	300.00000		2,400.00	

State of NC
 Dept of Transportation

Date: 12-18-08
 Revised: 01-08-09

Contract ID: C202049 Project(s): BRZ-1193(5)
 Letting Date: 01-20-09 Call Order: 007
 Bidder: 512 - Geymont Construction Company, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0089	8503000000-E CONCRETE BARRIER RAIL	256.667 LF	56.00000		14,373.35	
0090	8608000000-E RIP RAP CLASS II (2'-0" THICK)	500.000 TON	35.00000		17,500.00	
0091	8622000000-E FILTER FABRIC FOR DRAINAGE	560.000 SY	2.00000		1,120.00	
0092	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP		5,000.00	
0093	8692000000-N EVAZOTE JOINT SEALS	LUMP	LUMP		7,500.00	
Section 0004 Total					520,354.68	
Bid Total					874,296.08	✓

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.

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE: 12-18-08
PAGE: 12

PROPOSAL: C202049
LETTING: L090120 CALL: 007
VENDOR: 512 Geymont Construction Company, Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE SUBCONTRACTOR: 2707 MCL ENTERPRISES, INC. Will Use Quote: Yes						
0050	6015000000-E	TEMPORARY MU	ACR	2.000	500.00000	1000.00
0051	6018000000-E	SEED FOR TEM	LB	50.000	3.00000	150.00
0052	6021000000-E	FERT FOR TEM	TON	1.250	1900.00000	2375.00
0055	6036000000-E	MATTING FOR	SY	2000.000	1.50000	3000.00
0056	6037000000-E	COIR FIBER M	SY	25.000	8.00000	200.00
0062	6084000000-E	SEEDING AND	ACR	11.000	1550.00000	17050.00
0063	6087000000-E	MOWING	ACR	1.000	50.00000	50.00
0064	6090000000-E	SEED FOR REP	LB	50.000	11.50000	575.00
0065	6093000000-E	FERT FOR REP	TON	0.250	1800.00000	450.00
0066	6096000000-E	SEED FOR SUP	LB	50.000	2.00000	100.00
0067	6108000000-E	FERTILIZER T	TON	1.000	1200.00000	1200.00
0068	6114000000-N	SPECIALIZED	HR	5.000	75.00000	375.00
0057	6038000000-E	PERM SOIL RE	SY	85.000	5.00000	425.00
0069	6117000000-N	RESPONSE FOR	EA	12.000	300.00000	3600.00
0047	6006000000-E	EROS CONTRL	TON	180.000	30.00000	5400.00
0048	6009000000-E	EROS CONTRL	TON	185.000	30.00000	5550.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 41,500.00 ✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 41,500.

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

0089	8503000000-E	CONCRETE BAR	LF	256.667	37.17000	9540.31
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DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 9,540.31 ✓
DBE COMMITMENT TOTAL FOR VENDOR (Supplier) \$5,724.

DBE SUBCONTRACTOR: 3376 REYNOLDS FENCE & GUARDRAIL INC
Will Use Quote: Yes

0029	3150000000-N	ADDIT GUARDR	EA	5.000	30.00000	150.00
0030	3165000000-N	GR ANCHOR TY	EA	4.000	1475.00000	5900.00
0031	3215000000-N	GR ANCHOR TY	EA	4.000	1400.00000	5600.00
0032	3503000000-E	WOVEN WIRE F	LF	210.000	3.25000	682.50
0033	3509000000-E	4" TIMBER PO	EA	10.000	15.00000	150.00
0034	3515000000-E	5" TIMBER PO	EA	20.000	30.00000	600.00
0035	3557000000-E	ADDITIONAL B	LF	100.000	2.00000	200.00
0036	3569000000-E	BARBED WIRE	LF	100.000	5.00000	500.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 13,782.50 ✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 13,782.

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
 DBE COMMITMENT ITEMS

DATE: 12-18-08
 PAGE: 13

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE SUBCONTRACTOR: 1686 JAMES RANKIN DBA B. J. HAULING Will Use Quote: Yes						
0016	1489000000-E	ASP CONC BAS TON		505.000	6.00000	3030.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						3,030.00 ✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						3,030.0
DBE SUBCONTRACTOR: 2358 V & D TRUCKING Will Use Quote: Yes						
0017	1525000000-E	ASP CONC SUR TON		505.000	6.00000	3030.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						3,030.00 ✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						3,030.0
DBE SUBCONTRACTOR: 4434 LONG BROTHERS OF SUMMERFIELD, INC. Will Use Quote: Yes						
0018	1560000000-E	ASP FOR PLAN TON		75.000	12.00000	900.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						900.00 ✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						900.00
DBE SUBCONTRACTOR: 12894 LITTLE L'S DUMP TRUCK SERVICE, INC. Will Use Quote: Yes						
0016	1489000000-E	ASP CONC BAS TON		495.000	6.00000	2970.00
0017	1525000000-E	ASP CONC SUR TON		10.000	6.00000	60.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						3,030.00 ✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						3,030.0
TOTAL DBE COMMITMENT FOR VENDOR:				Entered:	8.12% or	70996.69
				Required:	8.00% or	69943.69
						<GOAL MET>

Contract Item Sheets For C202049

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	35,000.00	35,000.00
0002	0000400000-N	801	CONSTRUCTION SURVEYING	Lump Sum LS	6,000.00	6,000.00
0003	0022000000-E	225	UNCLASSIFIED EXCAVATION	5,700 CY	3.50	19,950.00
0005	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB-BING	1 ACR	1.00	1.00
0006	0057000000-E	226	UNDERCUT EXCAVATION	200 CY	5.00	1,000.00
0007	0063000000-N	SP	GRADING	Lump Sum LS	40,000.00	40,000.00
0008	0134000000-E	240	DRAINAGE DITCH EXCAVATION	210 CY	3.00	630.00
0009	0195000000-E	265	SELECT GRANULAR MATERIAL	800 CY	9.00	7,200.00
0010	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	800 SY	2.50	2,000.00
0011	0318000000-E	300	FOUNDATION CONDITIONING MATERIAL, MINOR STRS	30 TON	30.00	900.00
0012	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	78 LF	22.00	1,716.00
0013	0708000000-E	310	15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	148 LF	30.00	4,440.00
0014	0714000000-E	310	18" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	48 LF	35.00	1,680.00
0015	1220000000-E	545	INCIDENTAL STONE BASE	200 TON	25.00	5,000.00
0016	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	1,000 TON	46.00	46,000.00
0017	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	515 TON	48.00	24,720.00
0018	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	75 TON	520.00	39,000.00
0019	2022000000-E	815	SUBDRAIN EXCAVATION	112 CY	5.00	560.00
0020	2033000000-E	815	SUBDRAIN FINE AGGREGATE	84 CY	30.00	2,520.00

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0021	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	500 LF	3.00	1,500.00
0022	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	15 EA	30.00	450.00
0023	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1 EA	150.00	150.00
0024	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	6 LF	15.00	90.00
0025	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	4 EA	1,200.00	4,800.00
0026	2308000000-E	840	MASONRY DRAINAGE STRUCTURES	1 LF	200.00	200.00
0027	2354200000-N	840	FRAME WITH GRATE, STD 840.24	3 EA	300.00	900.00
0028	2355000000-N	840	FRAME WITH GRATE, STD 840.29	1 EA	300.00	300.00
0029	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	30.00	150.00
0030	3165000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE ***** (350 TL-2)	4 EA	1,475.00	5,900.00
0031	3215000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE III	4 EA	1,400.00	5,600.00
0032	3503000000-E	866	WOVEN WIRE FENCE, 47" FABRIC	210 LF	3.25	682.50
0033	3509000000-E	866	4" TIMBER FENCE POSTS, 7'-6" LONG	10 EA	15.00	150.00
0034	3515000000-E	866	5" TIMBER FENCE POSTS, 8'-0" LONG	20 EA	30.00	600.00
0035	3557000000-E	866	ADDITIONAL BARBED WIRE	100 LF	2.00	200.00
0036	3569000000-E	867	BARBED WIRE FENCE RESET REMOVE AND RESET EXISTING 5 STRAND BARBED WIRE FENCING	100 LF	5.00	500.00
0037	3628000000-E	876	RIP RAP, CLASS I	135 TON	42.00	5,670.00
0038	3635000000-E	876	RIP RAP, CLASS II	125 TON	42.00	5,250.00
0039	3649000000-E	876	RIP RAP, CLASS B	165 TON	40.00	6,600.00

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0040	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	1,385 SY	2.50	3,462.50
0041	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	253 SF	4.00	1,012.00
0042	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	104 SF	5.10	530.40
0043	4430000000-N	1130	DRUMS	10 EA	35.00	350.00
0044	4445000000-E	1145	BARRICADES (TYPE III)	80 LF	21.50	1,720.00
0045	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	6,480 LF	0.40	2,592.00
0046	6000000000-E	1605	TEMPORARY SILT FENCE	480 LF	3.00	1,440.00
0047	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	180 TON	30.00	5,400.00
0048	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	185 TON	30.00	5,550.00
0049	6012000000-E	1610	SEDIMENT CONTROL STONE	175 TON	30.00	5,250.00
0050	6015000000-E	1615	TEMPORARY MULCHING	2 ACR	500.00	1,000.00
0051	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	50 LB	3.00	150.00
0052	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEEDING	1.25 TON	1,900.00	2,375.00
0053	6029000000-E	SP	SAFETY FENCE	225 LF	3.00	675.00
0054	6030000000-E	1630	SILT EXCAVATION	600 CY	4.00	2,400.00
0055	6036000000-E	1631	MATTING FOR EROSION CONTROL	2,000 SY	1.50	3,000.00
0056	6037000000-E	SP	COIR FIBER MAT	25 SY	8.00	200.00
0057	6038000000-E	SP	PERMANENT SOIL REINFORCEMENT MAT	85 SY	5.00	425.00
0058	6042000000-E	1632	1/4" HARDWARE CLOTH	80 LF	2.50	200.00

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0059	6070000000-N	SP	SPECIAL STILLING BASINS	4 EA	250.00	1,000.00
0060	6071030000-E	SP	COIR FIBER BAFFLES	200 LF	4.00	800.00
0061	6071050000-E	SP	*** SKIMMER (1-1/2")	4 EA	750.00	3,000.00
0062	6084000000-E	1660	SEEDING & MULCHING	11 ACR	1,550.00	17,050.00
0063	6087000000-E	1660	MOWING	1 ACR	50.00	50.00
0064	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	11.50	575.00
0065	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	1,800.00	450.00
0066	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	2.00	100.00
0067	6108000000-E	1665	FERTILIZER TOPDRESSING	1 TON	1,200.00	1,200.00
0068	6114000000-N	SP	SPECIALIZED HAND MOWING	5 HR	75.00	375.00
0069	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	12 EA	300.00	3,600.00
0094	0029000000-N	SP	REINFORCED BRIDGE APPROACH FILL, STATION ***** (18+85.00 -L-)	Lump Sum LS	10,000.00	10,000.00

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0070	8017000000-N	SP	CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (18+85.00-L-)	Lump Sum LS	10,000.00	10,000.00
0071	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (18+85.00-L-)	Lump Sum LS	15,000.00	15,000.00
0072	8096000000-E	SP	PILE EXCAVATION IN SOIL	90 LF	310.00	27,900.00
0073	8097000000-E	SP	PILE EXCAVATION NOT IN SOIL	32 LF	310.00	9,920.00
0074	8105540000-E	SP	3'-6" DIA DRILLED PIERS IN SOIL	5.4 LF	1,700.00	9,180.00
0075	8105640000-E	SP	3'-6" DIA DRILLED PIERS NOT IN SOIL	22 LF	1,700.00	37,400.00
0076	8111400000-E	SP	PERMANENT STEEL CASING FOR 3'-6" DIA DRILLED PIER	11.4 LF	275.00	3,135.00
0077	8113000000-N	SP	SID INSPECTION	1 EA	500.00	500.00
0078	8115000000-N	SP	CROSSHOLE SONIC LOGGING	1 EA	1,000.00	1,000.00
0079	8119000000-E	412	UNCLASSIFIED STRUCTURE EXCAVA- TION	880 CY	10.00	8,800.00
0080	8147000000-E	420	REINFORCED CONCRETE DECK SLAB	4,395 SF	30.00	131,850.00
0081	8161000000-E	420	GROOVING BRIDGE FLOORS	4,261 SF	0.33	1,406.13
0082	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	56.5 CY	850.00	48,025.00
0083	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (18+85.00-L-)	Lump Sum LS	25,000.00	25,000.00
0084	8217000000-E	425	REINFORCING STEEL (BRIDGE)	11,127 LB	1.60	17,803.20
0085	8238000000-E	425	SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	1,169 LB	3.00	3,507.00
0086	8262000000-E	430	45" PRESTRESSED CONCRETE GIR- DERS	509 LF	215.00	109,435.00
0087	8364000000-E	450	HP12X53 STEEL PILES	280 LF	45.00	12,600.00

Contract Item Sheets For C202049

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0088	8391000000-N	450	STEEL PILE POINTS	8 EA	300.00	2,400.00
0089	8503000000-E	460	CONCRETE BARRIER RAIL	256.667 LF	56.00	14,373.35
0090	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	500 TON	35.00	17,500.00
0091	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	560 SY	2.00	1,120.00
0092	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	5,000.00	5,000.00
0093	8692000000-N	SP	EVAZOTE JOINT SEALS	Lump Sum LS	7,500.00	7,500.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$874,296.08 ✓

Contract Number C202049
County LINCOLN

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

Geymont Construction Company, Inc.

Full name of Corporation

2361 Ben Yount Lane Vale, NC 28168

Address as Prequalified

Attest

Annette S. Geymont By

Secretary/Assistant Secretary

Select appropriate title

Annette S. Geymont

Print or type Signer's name

Jerry D. Geymont

President/Vice President/Assistant Vice President

Select appropriate title

Jerry D. Geymont

Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

11th day of Feb 2009

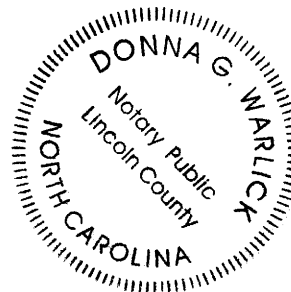
Donna G. Warlick

Signature of Notary Public

of Lincoln County

State of NC

My Commission Expires: 01/16/11



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 **C202049**

County (ies): **Lincoln**

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION



Contract Officer

2/23/09

Date

Execution of Contract and Bonds
Approved as to Form:



Assistant Attorney General

Contract No. C202049
County Lincoln

(Rev 7-10-08)

CONTRACT PAYMENT BOND

Date of Payment Bond Execution February 12, 2009

Name of Principal Contractor Geymont Construction Company, Inc.

Name of Surety: Berkley Regional Insurance Company

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

Amount of Bond: \$874,296.08

Contract ID No.: C202049

County Name: Lincoln

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. C202049
County Lincoln

(Rev 7-10-08)

CONTRACT PAYMENT BOND


Affix Seal of Surety Company

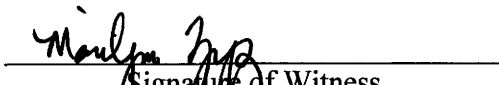
Berkley Regional Insurance Company

Print or type Surety Company Name

By Gary R. Gummerson

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


Signature of Attorney-in-Fact


Signature of Witness

Marilyn Zyp
Print or type Witness's name

5200 Park Road Suite 100 Charlotte, NC 28209
Address of Attorney-in-Fact

Contract No.
County

C202049

Lincoln

(Rev 7-10-08)

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

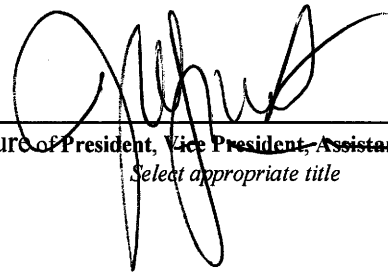
Geymont Construction Company, Inc.

Full name of Corporation

2361 Ben Yount Lane Vale, NC 28168

Address as prequalified

By

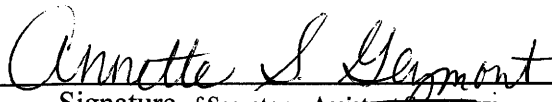


~~Signature of President, Vice President, Assistant Vice President~~
Select appropriate title

Jerry Geymont
Print or type Signer's name

Affix Corporate Seal

Attest



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

Annette S. Geymont
Print or type Signer's name

Contract No. C202049
 County Lincoln

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: February 12, 2009

Name of Principal Contractor: Geymont Construction Company, Inc.

Name of Surety: Berkley Regional Insurance Company

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

Amount of Bond: \$874,296.08

Contract ID No.: C202049

County Name: Lincoln

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. C202049
County Lincoln

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

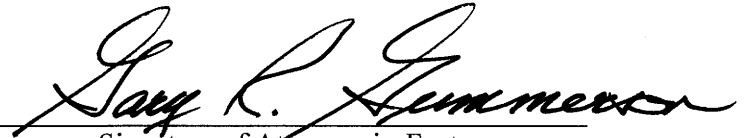
Affix Seal of Surety Company

Berkley Regional Insurance Company

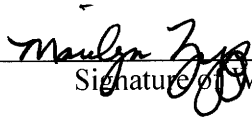
Print or type Surety Company Name

By Gary R. Gummerson

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



Signature of Attorney-in-Fact



Signature of Witness

Marilyn Zyp

Print or type Witness's name

5200 Park Road Suite 100 Charlotte, NC 28209

Address of Attorney-in-Fact

Contract No. C202049
County Lincoln

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

CORPORATION

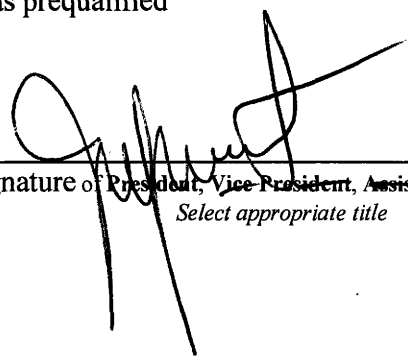
SIGNATURE OF CONTRACTOR (Principal)

Geymont Construction Company, Inc.

Full name of Corporation

2361 Ben Yount Lane Vale, NC 28168

Address as prequalified

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

JERRY GEYMONT
Print or type Signer's name

Affix Corporate Seal

Attest Annette S. Geymont
Signature of Secretary, Assistant Secretary
Select appropriate title

Annette S Geymont
Print or type Signer's name

POWER OF ATTORNEY
BERKLEY REGIONAL INSURANCE COMPANY
WILMINGTON, DELAWARE

NOTICE: The warning found elsewhere in this Power of Attorney affects the validity thereof. Please review carefully.

KNOW ALL MEN BY THESE PRESENTS, that BERKLEY REGIONAL INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Delaware, having its principal office in Greenwich, Connecticut, has made, constituted and appointed, and does by these presents make, constitute and appoint:

Gary R. Gummerson or Freda R. Gummerson of Morrow Insurance Agency of Charlotte, NC

its true and lawful Attorney-in-Fact, to sign its name as surety only as delineated below and to execute, seal, acknowledge and deliver any and all bonds and undertakings, with the exception of Financial Guaranty Insurance, providing that no single obligation shall exceed **Twenty Million and 00/100 Dollars (\$20,000,000.00)**, to the same extent as if such bonds had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office in their own proper persons.

This Power of Attorney shall be construed and enforced in accordance with, and governed by, the laws of the State of Delaware, without giving effect to the principles of conflicts of laws thereof. This Power of Attorney is granted pursuant to the following resolutions which were duly and validly adopted at a meeting of the Board of Directors of the Company held on August 21, 2000:

"RESOLVED, that the proper officers of the Company are hereby authorized to execute powers of attorney authorizing and qualifying the attorney-in-fact named therein to execute bonds, undertakings, recognizances, or other suretyship obligations on behalf of the Company, and to affix the corporate seal of the Company to powers of attorney executed pursuant hereto; and further

RESOLVED, that such power of attorney limits the acts of those named therein to the bonds, undertakings, recognizances, or other suretyship obligations specifically named therein, and they have no authority to bind the Company except in the manner and to the extent therein stated; and further

RESOLVED, that such power of attorney revokes all previous powers issued on behalf of the attorney-in-fact named; and further

RESOLVED, that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligation of the Company; and such signature and seal when so used shall have the same force and effect as though manually affixed. The Company may continue to use for the purposes herein stated the facsimile signature of any person or persons who shall have been such officer or officers of the Company, notwithstanding the fact that they may have ceased to be such at the time when such instruments shall be issued."

IN WITNESS WHEREOF, the Company has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 4th day of April, 2006.

Attest:

Berkley Regional Insurance Company

(Seal)

By

Ira S. Lederman
Senior Vice President & Secretary

By

Robert P. Cole
Senior Vice President

WARNING: THIS POWER INVALID IF NOT PRINTED ON BLUE "BERKLEY" SECURITY PAPER.

STATE OF CONNECTICUT)

) ss:

COUNTY OF FAIRFIELD)

Sworn to before me, a Notary Public in the State of Connecticut, this 4th day of April, 2006, by Robert P. Cole and Ira S. Lederman who are sworn to me to be the Senior Vice President, and the Senior Vice President and Secretary, respectively, of Berkley Regional Insurance Company.

JOAN W. STRONG
NOTARY PUBLIC
MY COMMISSION EXPIRES NOV. 30, 2007

Joan W. Strong
Notary Public, State of Connecticut

CERTIFICATE

I, the undersigned, Assistant Secretary of BERKLEY REGIONAL INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a true, correct and complete copy of the original Power of Attorney; that said Power of Attorney has not been revoked or rescinded and that the authority of the Attorney-in-Fact set forth therein, who executed the bond or undertaking to which this Power of Attorney is attached, is in full force and effect as of this date.

Given under my hand and seal of the Company, this 12 day of February, 2009.

(Seal)

John F. Beers
John F. Beers