

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

C202069

CONTRACT AND
CONTRACT BONDS

FOR CONTRACT NO. C202069

WBS 33641.3.1 BRSTP-2217(2)

T.I.P NO. B-4304

COUNTY OF WAKE

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER SR 2217 LENGTH 0.327 MILES

LOCATION BRIDGE OVER BEAVER DAM CREEK AND APPROACHES ON SR-2217
(OLD MILBURNIE RD).

CONTRACTOR KIRKMAN CONSTRUCTION, INC.

ADDRESS P.O. BOX 3026
HUNTERSVILLE, NC 28070

BIDS OPENED APRIL 21, 2009

CONTRACT EXECUTION MAY 21 2009

Kirkman Construction, Inc. (6464).

Vendor 10 of 10 Vendors for Call Order 010 (Proposal ID C202069).

County: WAKE
Address: P.O. Box 3026
Huntersville, NC 28070

Phone Number: (704) 987-2050

Signature Check: This bid has been properly signed by Richard_Dean_Kirkman_6464.

Time Bid Received: Tue Apr 21 13:55:55 2009

Bid Checksum: F879ABCA

Amendment Count: 0

Bidding Errors: This bid contains errors.

Bid Total: \$1,083,675.79 ✓

Bond ID: SNC09458165

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$54,183.79

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 4/17/2009 9:35:06 AM

Surety Name: Travelers Casualty and Surety Company of Ame

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

DBE GOAL SET 9.0%
DBE GOAL OBT 6.9%

LIST OF DBE PARTICIPANTS

| VENDOR NUMBER | DBE NAME ADDRESS | WORK CODE TYPE OF WORK | CERT TYPE AMOUNT |
|---------------|---|------------------------|----------------------|
| 5279 | DB GUARDRAIL OF GREENSBORO LLC P.O. BOX 19232 , GREENSBORO, NC 27419 | | Sub 21,346.25 |
| 4247 | DB SEAL BROTHERS CONTRACTING LLC 131 W. CLEVE STREET , MOUNT AIRY, NC 27030 | | Sub 2,275.00 |
| 3765 | DB STAY ALERT SAFETY SERVICES INC POST OFFICE BOX 467 , KERNERSVILLE, NC 27285 | | Sub 15,843.46 |
| 2432 | DB ACE STEEL, INC. POST OFFICE BOX 296 , MT. AIRY, NC 27030 | | Sub 16,530.55 |
| 2855 | DB BOSS CONSTRUCTION CO., INC. 229 BOXWOOD CHURCH ROAD , MOCKSVILLE, NC 27028 | | Sub 10,270.99 |
| 5266 | DB NORTH STATE ENVIRONMENTAL, INC 2889 LOWERY ST SUITE B , WINSTON-SALEM, NC 27101 | | Sub 7,937.50 |
| TOTAL: | | | \$74,203.75 6.85% |

Miscellaneous Data Info - Contractor Responses:

NON-COLLUSION AND DEBARMENT CERTIFICATION

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

- Explanation:
- NOT ANSWERED
- NOT ANSWERED
- NOT ANSWERED
- NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

The Award Limits shall apply to the following projects:

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

Bid Bond Data Info - Contractor Responses:

NCDOT/berc

Vendor 6464's Load Output for Call 010, Letting L090421, 2009-04-21

BondID: SNC09458165
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: Travelers Casualty and Surety Company of America
Bond Execution Date: 4/17/2009 9:35:06 AM
Bond Amount: \$54,183.79 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 03-24-09
Revised:

Contract ID: C202069 Project(s): BRSTP-2217(2)
Letting Date: 04-21-09 Call Order: 010
Bidder: 6464 - Kirkman Construction, 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 | | 53,000.00 | |
| 0002 | 0000400000-N CONSTRUCTIO N SURVEYING | LUMP | LUMP | | 9,500.00 | |
| 0003 | 0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (19+10.00) | LUMP | LUMP | | 10,500.00 | |
| 0004 | 0043000000-N GRADING | LUMP | LUMP | | 64,500.00 | |
| 0005 | 0050000000-E SUPPLEMENTA RY CLEARING & GRUB-BING | ACR 1.000 | 1.00000 | | 1.00 | |
| 0006 | 0057000000-E UNDERCUT EXCAVATION | CY 1,500.000 | 9.00000 | | 13,500.00 | |
| 0007 | 0134000000-E DRAINAGE DITCH EXCAVATION | CY 22.000 | 5.00000 | | 110.00 | |
| 0008 | 0195000000-E SELECT GRANULAR MATERIAL | CY 400.000 | 13.00000 | | 5,200.00 | |
| 0009 | 0196000000-E FABRIC FOR SOIL STABILIZATION | SY 1,300.000 | 2.00000 | | 2,600.00 | |
| 0010 | 0199000000-E TEMPORARY SHORING | SF 144.000 | 25.00000 | | 3,600.00 | |

(Contains bid errors)

Check: F879ABCA Page 1

State of NC
Dept of Transportation

Date: 03-24-09
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Letting Date: 04-21-09 Call Order: 010
Bidder: 6464 - Kirkman Construction, Inc.

| Line No. | Item Description | Approx. Quantity and Units | Unit Price | | Bid Amount | |
|----------|--|----------------------------|------------|-----|------------|----|
| | | | Dollars | Cts | Dollars | Ct |
| 0011 | 0318000000-E FOUNDATION CONDITIONING MATERIAL, MINOR STRS | 51.000 TON | 15.00000 | | 765.00 | |
| 0012 | 0343000000-E 15" SIDE DRAIN PIPE | 44.000 LF | 20.00000 | | 880.00 | |
| 0013 | 0345000000-E 24" SIDE DRAIN PIPE | 76.000 LF | 27.00000 | | 2,052.00 | |
| 0014 | 0390000000-E 36" RC PIPE CULVERTS, CLASS III | 72.000 LF | 35.00000 | | 2,520.00 | |
| 0015 | 0995000000-E PIPE REMOVAL | 64.000 LF | 3.00000 | | 192.00 | |
| 0016 | 1220000000-E INCIDENTAL STONE BASE | 300.000 TON | 24.00000 | | 7,200.00 | |
| 0017 | 1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B | 1,530.000 TON | 46.00000 | | 70,380.00 | |
| 0018 | 1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B | 820.000 TON | 46.00000 | | 37,720.00 | |
| 0019 | 1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B | 980.000 TON | 48.00000 | | 47,040.00 | |
| 0020 | 1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22 | 165.000 TON | 400.00000 | | 66,000.00 | |
| 0021 | 1693000000-E ASPHALT PLANT MIX, PAVEMENT REPAIR | 18.000 TON | 150.00000 | | 2,700.00 | |
| 0022 | 2000000000-N RIGHT OF WAY MARKERS | 13.000 EA | 150.00000 | | 1,950.00 | |

(Contains bid errors)

Check: F879ABCA Page 2

State of NC
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Bidder: 6464 - Kirkman Construction, Inc.

| Line No. | Item Description | Approx. Quantity and Units | Unit Price | | Bid Amount | |
|----------|--|----------------------------|-------------|-----|------------|----|
| | | | Dollars | Cts | Dollars | Ct |
| 0023 | 2209000000-E ENDWALLS | CY 3.000 | 600.00000 | | 1,800.00 | |
| 0024 | 2253000000-E PIPE COLLARS | CY 1.000 | 350.00000 | | 350.00 | |
| 0025 | 2286000000-N MASONRY DRAINAGE STRUCTURES | EA 3.000 | 1,500.00000 | | 4,500.00 | |
| 0026 | 2308000000-E MASONRY DRAINAGE STRUCTURES | LF 1.300 | 400.00000 | | 520.00 | |
| 0027 | 2367000000-N FRAME WITH TWO GRATES, STD 840.29 | EA 3.000 | 500.00000 | | 1,500.00 | |
| 0028 | 2556000000-E SHOULDER BERM GUTTER | LF 100.000 | 20.00000 | | 2,000.00 | |
| 0029 | 2577000000-E CONCRETE EXPRESSWAY GUTTER | LF 125.000 | 23.00000 | | 2,875.00 | |
| 0030 | 2619000000-E 4" CONCRETE PAVED DITCH | SY 20.000 | 10.00000 | | 200.00 | |
| 0031 | 3030000000-E STEEL BM GUARDRAIL | LF 337.500 | 14.50000 | | 4,893.75 | |
| 0032 | 3045000000-E STEEL BM GUARDRAIL, SHOP CURVED | LF 50.000 | 15.25000 | | 762.50 | |
| 0033 | 3150000000-N ADDITIONAL GUARDRAIL POSTS | EA 5.000 | 10.00000 | | 50.00 | |
| 0034 | 3215000000-N GUARDRAIL ANCHOR UNITS, TYPE III | EA 4.000 | 1,200.00000 | | 4,800.00 | |

(Contains bid errors)

Check: F879ABCA Page 3

State of NC
Dept of Transportation

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Bidder: 6464 - Kirkman Construction, Inc.

| Line No. | Item Description | Approx. Quantity and Units | Unit Price | | Bid Amount | |
|----------|--|----------------------------|-------------|-----|------------|----|
| | | | Dollars | Cts | Dollars | Ct |
| 0035 | 3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350 | EA 4.000 | 1,750.00000 | | 7,000.00 | |
| 0036 | 3380000000-E TEMPORARY STEEL BM GUARDRAIL | LF 100.000 | 6.00000 | | 600.00 | |
| 0037 | 3389100000-N GUARDRAIL ANCHOR UNITS, TYPE 350 TEMPORARY | EA 1.000 | 600.00000 | | 600.00 | |
| 0038 | 3572000000-E CHAIN LINK FENCE RESET | LF 330.000 | 8.00000 | | 2,640.00 | |
| 0039 | 3628000000-E RIP RAP, CLASS I | TON 265.000 | 31.00000 | | 8,215.00 | |
| 0040 | 3649000000-E RIP RAP, CLASS B | TON 200.000 | 28.00000 | | 5,600.00 | |
| 0041 | 3656000000-E FILTER FABRIC FOR DRAINAGE | SY 1,545.000 | 1.50000 | | 2,317.50 | |
| 0042 | 4072000000-E SUPPORTS, 3-LB STEEL U-CHANNEL | LF 137.000 | 6.18000 | | 846.66 | |
| 0043 | 4102000000-N SIGN ERECTION, TYPE E | EA 10.000 | 100.00000 | | 1,000.00 | |
| 0044 | 4116100000-N SIGN ERECTION, RELOCATE, TYPE **** (GROUND MOUNTED) (E) | EA 2.000 | 88.13000 | | 176.26 | |
| 0045 | 4155000000-N DISPOSAL OF SIGN SYSTEM, U- CHANNEL | EA 21.000 | 10.00000 | | 210.00 | |
| 0046 | 4192000000-N DISPOSAL OF SUPPORT, U-CHANNEL | EA 1.000 | 25.00000 | | 25.00 | |

(Contains bid errors)

Check: F879ABCA Page 4

State of NC
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Date: 03-24-09
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Contract ID: C202069 Project(s): BRSTP-2217(2)
Letting Date: 04-21-09 Call Order: 010
Bidder: 6464 - Kirkman Construction, Inc.

| Line No. | Item Description | Approx. Quantity and Units | Unit Price | | Bid Amount | |
|----------|---|----------------------------|------------|-----|------------|----|
| | | | Dollars | Cts | Dollars | Ct |
| 0047 | 4400000000-E WORK ZONE SIGNS (STATIONARY) | SF 448.000 | 4.43000 | | 1,984.64 | |
| 0048 | 4405000000-E WORK ZONE SIGNS (PORTABLE) | SF 220.000 | 8.15000 | | 1,793.00 | |
| 0049 | 4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED) | SF 175.000 | 5.38000 | | 941.50 | |
| 0050 | 4422000000-N CHANGEABLE MESSAGE SIGN (SHORTTERM) | DAY 42.000 | 40.00000 | | 1,680.00 | |
| 0051 | 4430000000-N DRUMS | EA 48.000 | 34.96000 | | 1,678.08 | |
| 0052 | 4435000000-N CONES | EA 28.000 | 16.97000 | | 475.16 | |
| 0053 | 4445000000-E BARRICADES (TYPE III) | LF 192.000 | 21.38000 | | 4,104.96 | |
| 0054 | 4450000000-N FLAGGER | HR 2,880.000 | 5.00000 | | 14,400.00 | |
| 0055 | 4516000000-N SKINNY DRUM | EA 28.000 | 33.15000 | | 928.20 | |
| 0056 | 4650000000-N TEMPORARY RAISED PAVEMENT MARKERS | EA 45.000 | 6.00000 | | 270.00 | |
| 0057 | 4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS) | LF 3,536.000 | 0.69000 | | 2,439.84 | |
| 0058 | 4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS) | LF 3,536.000 | 0.79000 | | 2,793.44 | |

(Contains bid errors)

Check: F879ABCA Page 5

State of NC
Dept of Transportation

Date: 03-24-09
Revised:

Contract ID: C202069 Project(s): BRSTP-2217(2)
Letting Date: 04-21-09 Call Order: 010
Bidder: 6464 - Kirkman Construction, Inc.

| Line No. | Item Description | Approx. Quantity and Units | Unit Price | | Bid Amount | |
|----------|---|----------------------------|------------|-----|------------|-----|
| | | | Dollars | Cts | Dollars | Cts |
| 0059 | 4710000000-E THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS) | 12.000 LF | 20.00000 | | 240.00 | |
| 0060 | 4770000000-E COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (I) | 628.000 LF | 1.30000 | | 816.40 | |
| 0061 | 4770000000-E COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (IV) | 628.000 LF | 1.30000 | | 816.40 | |
| 0062 | 4810000000-E PAINT PAVEMENT MARKING LINES (4") | 14,144.000 LF | 0.25000 | | 3,536.00 | |
| 0063 | 4835000000-E PAINT PAVEMENT MARKING LINES (24") | 24.000 LF | 5.00000 | | 120.00 | |
| 0064 | 4900000000-N PERMANENT RAISED PAVEMENT MARKERS | 23.000 EA | 6.00000 | | 138.00 | |
| 0065 | 5326200000-E 12" WATER LINE | 113.000 LF | 73.00000 | | 8,249.00 | |
| 0066 | 5804000000-E ABANDON 12" UTILITY PIPE | 102.000 LF | 28.00000 | | 2,856.00 | |
| 0067 | 6000000000-E TEMPORARY SILT FENCE | 2,350.000 LF | 2.00000 | | 4,700.00 | |
| 0068 | 6006000000-E STONE FOR EROSION CONTROL, CLASS A | 350.000 TON | 24.00000 | | 8,400.00 | |
| 0069 | 6009000000-E STONE FOR EROSION CONTROL, CLASS B | 325.000 TON | 33.00000 | | 10,725.00 | |

(Contains bid errors)

Check: F879ABCA Page 6

State of NC
Dept of Transportation

Date: 03-24-09
Revised:

Contract ID: C202069 Project(s): BRSTP-2217(2)
Letting Date: 04-21-09 Call Order: 010
Bidder: 6464 - Kirkman Construction, Inc.

| Line No. | Item Description | Approx. Quantity and Units | Unit Price | | Bid Amount | |
|----------|--|----------------------------|-------------|-----|------------|----|
| | | | Dollars | Cts | Dollars | Ct |
| 0070 | 6012000000-E SEDIMENT CONTROL STONE | TON 115.000 | 25.00000 | | 2,875.00 | |
| 0071 | 6015000000-E TEMPORARY MULCHING | ACR 5.000 | 750.00000 | | 3,750.00 | |
| 0072 | 6018000000-E SEED FOR TEMPORARY SEEDING | LB 150.000 | 3.50000 | | 525.00 | |
| 0073 | 6021000000-E FERTILIZER FOR TEMPORARY SEED-ING | TON 1.500 | 1,000.00000 | | 1,500.00 | |
| 0074 | 6029000000-E SAFETY FENCE | LF 1,750.000 | 1.85000 | | 3,237.50 | |
| 0075 | 6030000000-E SILT EXCAVATION | CY 660.000 | 2.00000 | | 1,320.00 | |
| 0076 | 6036000000-E MATTING FOR EROSION CONTROL | SY 3,700.000 | 1.20000 | | 4,440.00 | |
| 0077 | 6037000000-E COIR FIBER MAT | SY 15.000 | 3.50000 | | 52.50 | |
| 0078 | 6038000000-E PERMANENT SOIL REINFORCEMENT MAT | SY 1,642.000 | 5.00000 | | 8,210.00 | |
| 0079 | 6042000000-E 1/4" HARDWARE CLOTH | LF 175.000 | 7.00000 | | 1,225.00 | |
| 0080 | 6071010000-E WATTLE | LF 125.000 | 6.00000 | | 750.00 | |
| 0081 | 6071020000-E POLYACRYLAM IDE (PAM) | LB 50.000 | 13.00000 | | 650.00 | |

(Contains bid errors)

Check: F879ABCA Page 7

State of NC
Dept of Transportation

Date: 03-24-09
Revised:

Contract ID: C202069 Project(s): BRSTP-2217(2)
Letting Date: 04-21-09 Call Order: 010
Bidder: 6464 - Kirkman Construction, Inc.

| Line No. | Item Description | Approx. Quantity and Units | Unit Price | | Bid Amount | |
|----------|--|----------------------------|-------------|-----|------------|----|
| | | | Dollars | Cts | Dollars | Ct |
| 0082 | 6071030000-E COIR FIBER BAFFLES | 130.000 LF | 7.00000 | | 910.00 | |
| 0083 | 6071050000-E *** SKIMMER (1-1/2") | 2.000 EA | 1,500.00000 | | 3,000.00 | |
| 0084 | 6084000000-E SEEDING & MULCHING | 5.500 ACR | 1,800.00000 | | 9,900.00 | |
| 0085 | 6087000000-E MOWING | 2.000 ACR | 100.00000 | | 200.00 | |
| 0086 | 6090000000-E SEED FOR REPAIR SEEDING | 50.000 LB | 10.75000 | | 537.50 | |
| 0087 | 6093000000-E FERTILIZER FOR REPAIR SEEDING | 0.250 TON | 1,000.00000 | | 250.00 | |
| 0088 | 6096000000-E SEED FOR SUPPLEMENTAL SEEDING | 75.000 LB | 3.50000 | | 262.50 | |
| 0089 | 6108000000-E FERTILIZER TOPDRESSING | 2.250 TON | 1,000.00000 | | 2,250.00 | |
| 0090 | 6111000000-E IMPERVIOUS DIKE | 125.000 LF | 50.00000 | | 6,250.00 | |
| 0091 | 6114000000-N SPECIALIZED HAND MOWING | 5.000 HR | 40.00000 | | 200.00 | |
| 0092 | 6117000000-N RESPONSE FOR EROSION CONTROL | 12.000 EA | 180.00000 | | 2,160.00 | |
| 0093 | 6123000000-E REFORESTATION | 0.500 ACR | 1,500.00000 | | 750.00 | |

(Contains bid errors)

Check: F879ABCA Page 8

State of NC
Dept of Transportation

Date: 03-24-09
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Contract ID: C202069 Project(s): BRSTP-2217(2)
Letting Date: 04-21-09 Call Order: 010
Bidder: 6464 - Kirkman Construction, Inc.

| Line No. | Item Description | Approx. Quantity and Units | Unit Price | | Bid Amount | |
|--------------------|---|----------------------------|------------|-----|------------|----|
| | | | Dollars | Cts | Dollars | Ct |
| 0094 AA1 | 0366000000-E 15" RC PIPE CULVERTS, CLASS III | 188.000 LF | 25.00000 | | 4,700.00 | |
| 0095 AA2 | 0366000000-E 15" RC PIPE CULVERTS, CLASS III | 160.000 LF | 0.00000 | | 0.00 | |
| 0096 AA2 | 0536000000-E ***" HDPE PIPE CULVERTS (15") | 28.000 LF | 0.00000 | | 0.00 | |
| 0097 AA3 | 0366000000-E 15" RC PIPE CULVERTS, CLASS III | 160.000 LF | 0.00000 | | 0.00 | |
| 0098 AA3 | 0540000000-E ***" ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, ****" THICK (15", 0.064") | 28.000 LF | 0.00000 | | 0.00 | |
| Section 0001 Total | | | | | 589,382.29 | |

Section 0004 STRUCTURE ITEMS

Alt Group

| | | | | | | |
|------|---|-----------------|-----------|--|-----------|--|
| 0099 | 8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (19+12.00-L) | LUMP | LUMP | | 19,000.00 | |
| 0100 | 8156000000-E CONCRETE WEARING SURFACE | 5,749.000 SF | 6.50000 | | 37,368.50 | |
| 0101 | 8161000000-E GROOVING BRIDGE FLOORS | 6,518.000 SF | 0.30000 | | 1,955.40 | |
| 0102 | 8182000000-E CLASS A CONCRETE (BRIDGE) | 79.700 CY | 600.00000 | | 47,820.00 | |

(Contains bid errors)

Check: F879ABCA Page 9

State of NC
Dept of Transportation

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Bidder: 6464 - Kirkman Construction, Inc.

| Line No. | Item Description | Approx. Quantity and Units | Unit Price | | Bid Amount | |
|--------------------|--|----------------------------|------------|-----|------------|------------|
| | | | Dollars | Cts | Dollars | Ct |
| 0103 | 8210000000-N BRIDGE APPROACH SLABS, STATION***** (19+12.00-L) | LUMP | LUMP | | | 19,500.00 |
| 0104 | 8217000000-E REINFORCING STEEL (BRIDGE) | 13,678.000 LB | 0.70000 | | | 9,574.60 |
| 0105 | 8364000000-E HP12X53 STEEL PILES | 640.000 LF | 49.00000 | | | 31,360.00 |
| 0106 | 8365000000-E HP12X53 GALVANIZED STEEL PILES | 685.000 LF | 56.00000 | | | 38,360.00 |
| 0107 | 8475000000-E TWO BAR METAL RAIL | 237.860 LF | 110.00000 | | | 26,164.60 |
| 0108 | 8517000000-E 1'-***X ***** CONCRETE PARA- PET (1'-2" X 2'-10 3/4") | 254.800 LF | 63.00000 | | | 16,052.40 |
| 0109 | 8608000000-E RIP RAP CLASS II (2'-0" THICK) | 685.000 TON | 39.00000 | | | 26,715.00 |
| 0110 | 8622000000-E FILTER FABRIC FOR DRAINAGE | 760.000 SY | 1.50000 | | | 1,140.00 |
| 0111 | 8657000000-N ELASTOMERIC BEARINGS | LUMP | LUMP | | | 7,000.00 |
| 0112 | 8692000000-N EVAZOTE JOINT SEALS | LUMP | LUMP | | | 8,900.00 |
| 0113 | 8762000000-E 3'-0" X 1'-9" PRESTRESSED CONCCORED SLABS | 2,033.830 LF | 100.00000 | | | 203,383.00 |
| Section 0004 Total | | | | | | 494,293.50 |

(Contains bid errors)

Check: F879ABCA Page 10

State of NC
 Dept of Transportation

Date: 03-24-09
 Revised:

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 Letting Date: 04-21-09 Call Order: 010
 Bidder: 6464 - Kirkman Construction, Inc.

| Line No. | Item Description | Approx. Quantity and Units | Unit Price | | Bid Amount | |
|----------|------------------|----------------------------|------------|-----|--------------|----|
| | | | Dollars | Cts | Dollars | Ct |
| | Bid Total | | | | 1,083,675.79 | |

(Contains bid errors)

Check: F879ABCA Page 11

NON-COLLUSION AND DEBARMENT CERTIFICATION

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

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

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

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

Explanation:
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

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

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

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

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

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

The Award Limits shall apply to the following projects:

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

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

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE:03-24-09
PAGE: 14

PROPOSAL: C202069
LETTING: L090421 CALL: 010
VENDOR: 6464 Kirkman Construction, Inc.

| LINE NO. | ITEM NO. | ITEM DESC. | UNIT TYPE | SUBCONTRACTOR QUANTITY | SUBCONTRACTOR UNIT PRICE | EXTENDED AMOUNT |
|--|--------------|------------------|-----------|------------------------|--------------------------|-----------------|
| DBE SUBCONTRACTOR: 5279 GUARDRAIL OF GREENSBORO LLC | | | | | | |
| Will Use Quote: Yes | | | | | | |
| 0031 | 3030000000-E | STL BM GUARD LF | | 337.500 | 14.50000 | 4893.75 |
| 0032 | 3045000000-E | SBGR SHOP CU LF | | 50.000 | 15.25000 | 762.50 |
| 0033 | 3150000000-N | ADDIT GUARDR EA | | 5.000 | 10.00000 | 50.00 |
| 0034 | 3215000000-N | GR ANCHOR TY EA | | 4.000 | 1200.00000 | 4800.00 |
| 0035 | 3270000000-N | GR ANCHOR TY EA | | 4.000 | 1750.00000 | 7000.00 |
| 0036 | 3380000000-E | TEMP STL BM LF | | 100.000 | 6.00000 | 600.00 |
| 0037 | 3389100000-N | GDRL ANCH UN EA | | 1.000 | 600.00000 | 600.00 |
| 0038 | 3572000000-E | CHAIN LINK F LF | | 330.000 | 8.00000 | 2640.00 |
| DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: | | | | | | 21,346.25 |
| DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) | | | | | | 21,346. |
| DBE SUBCONTRACTOR: 4247 SEAL BROTHERS CONTRACTING LLC | | | | | | |
| Will Use Quote: Yes | | | | | | |
| 0022 | 2000000000-N | RIGHT OF WAY EA | | 13.000 | 175.00000 | 2275.00 |
| DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: | | | | | | 2,275.00 |
| DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) | | | | | | 2,275.0 |
| DBE SUBCONTRACTOR: 3765 STAY ALERT SAFETY SERVICES INC | | | | | | |
| Will Use Quote: Yes | | | | | | |
| 0042 | 4072000000-E | SUPPORT, 3-L LF | | 137.000 | 6.18000 | 846.66 |
| 0043 | 4102000000-N | SIGN ERECTIO EA | | 10.000 | 100.00000 | 1000.00 |
| 0044 | 4116100000-N | SIGN ERECT, EA | | 2.000 | 88.13000 | 176.26 |
| 0045 | 4155000000-N | DISPOSE SIGN EA | | 21.000 | 10.00000 | 210.00 |
| 0046 | 4192000000-N | DISPOSE SUPP EA | | 1.000 | 25.00000 | 25.00 |
| 0047 | 4400000000-E | WORK ZONE SI SF | | 448.000 | 4.43000 | 1984.64 |
| 0048 | 4405000000-E | WORK ZONE SI SF | | 220.000 | 8.15000 | 1793.00 |
| 0049 | 4410000000-E | WORK ZONE SI SF | | 175.000 | 5.38000 | 941.50 |
| 0050 | 4422000000-N | CHANGEABLE M DAY | | 42.000 | 40.00000 | 1680.00 |
| 0051 | 4430000000-N | DRUMS EA | | 48.000 | 34.96000 | 1678.08 |
| 0052 | 4435000000-N | CONES EA | | 28.000 | 16.97000 | 475.16 |
| 0053 | 4445000000-E | BARRICADES (LF | | 192.000 | 21.38000 | 4104.96 |
| 0055 | 4516000000-N | SKINNY DRUM EA | | 28.000 | 33.15000 | 928.20 |
| DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: | | | | | | 15,843.46 |
| DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) | | | | | | 15,843. |
| DBE SUBCONTRACTOR: 2432 ACE STEEL, INC. | | | | | | |
| Will Use Quote: Yes | | | | | | |
| 0103 | 8210000000-N | BRG APPR SLA LS | | 1.000 | 5786.63000 | 5786.63 |
| (Contains bid errors) | | | | | Check: F879ABCA | Page 14 |

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE:03-24-09
PAGE: 15

| LINE NO. | ITEM NO. | ITEM DESC. | UNIT TYPE | SUBCONTRACTOR QUANTITY | SUBCONTRACTOR UNIT PRICE | EXTENDED AMOUNT |
|---|--------------|---------------|-----------|------------------------|--------------------------|-------------------|
| 0104 | 8217000000-E | REINF STEEL | LB | 13678.000 | 0.55580 | 7602.23 |
| 0108 | 8517000000-E | 1'-***"X***** | LF | 254.800 | 12.33000 | 3141.68 |
| DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: | | | | | | 16,530.55 |
| DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) | | | | | | 16,530. |
| DBE SUBCONTRACTOR: 2855 BOSS CONSTRUCTION CO., INC. Will Use Quote: Yes | | | | | | |
| 0108 | 8517000000-E | 1'-***"X***** | LF | 254.800 | 40.31000 | 10270.99 |
| DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: | | | | | | 10,270.99 |
| DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) | | | | | | 10,270. |
| DBE SUBCONTRACTOR: 5266 NORTH STATE ENVIRONMENTAL, INC Will Use Quote: Yes | | | | | | |
| 0067 | 6000000000-E | TEMPORARY SI | LF | 2350.000 | 2.00000 | 4700.00 |
| 0074 | 6029000000-E | SAFETY FENCE | LF | 1750.000 | 1.85000 | 3237.50 |
| DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: | | | | | | 7,937.50 |
| DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) | | | | | | 7,937.5 |
| TOTAL DBE COMMITMENT FOR VENDOR: | | | | | | |
| | | | | | Entered: | 6.85% or 74203.75 |
| | | | | | Required: | 9.00% or 97530.82 |
| <GOAL NOT MET> | | | | | | |

(Contains bid errors)

Check: F879ABCA Page 15

Contract Item Sheets For C202069

| Line # | ItemNumber | Sec # | Description | Quantity Unit | Unit Bid Price | Amount Bid |
|----------------------|--------------|-------|---|----------------|----------------|------------|
| ROADWAY ITEMS | | | | | | |
| 0001 | 0000100000-N | 800 | MOBILIZATION | Lump Sum LS | 53,000.00 | 53,000.00 |
| 0002 | 0000400000-N | 801 | CONSTRUCTION SURVEYING | Lump Sum LS | 9,500.00 | 9,500.00 |
| 0003 | 0029000000-N | SP | REINFORCED BRIDGE APPROACH FILL, STATION ***** (19+10.00) | Lump Sum LS | 10,500.00 | 10,500.00 |
| 0004 | 0043000000-N | 226 | GRADING | Lump Sum LS | 64,500.00 | 64,500.00 |
| 0005 | 0050000000-E | 226 | SUPPLEMENTARY CLEARING & GRUB- BING | 1 ACR | 1.00 | 1.00 |
| 0006 | 0057000000-E | 226 | UNDERCUT EXCAVATION | 1,500 CY | 9.00 | 13,500.00 |
| 0007 | 0134000000-E | 240 | DRAINAGE DITCH EXCAVATION | 22 CY | 5.00 | 110.00 |
| 0008 | 0195000000-E | 265 | SELECT GRANULAR MATERIAL | 400 CY | 13.00 | 5,200.00 |
| 0009 | 0196000000-E | 270 | FABRIC FOR SOIL STABILIZATION | 1,300 SY | 2.00 | 2,600.00 |
| 0010 | 0199000000-E | SP | TEMPORARY SHORING | 144 SF | 25.00 | 3,600.00 |
| 0011 | 0318000000-E | 300 | FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS | 51 TON | 15.00 | 765.00 |
| 0012 | 0343000000-E | 310 | 15" SIDE DRAIN PIPE | 44 LF | 20.00 | 880.00 |
| 0013 | 0345000000-E | 310 | 24" SIDE DRAIN PIPE | 76 LF | 27.00 | 2,052.00 |
| 0014 | 0390000000-E | 310 | 36" RC PIPE CULVERTS, CLASS III | 72 LF | 35.00 | 2,520.00 |
| 0015 | 0995000000-E | 340 | PIPE REMOVAL | 64 LF | 3.00 | 192.00 |
| 0016 | 1220000000-E | 545 | INCIDENTAL STONE BASE | 300 TON | 24.00 | 7,200.00 |
| 0017 | 1489000000-E | 610 | ASPHALT CONC BASE COURSE, TYPE B25.0B | 1,530 TON | 46.00 | 70,380.00 |
| 0018 | 1498000000-E | 610 | ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B | 820 TON | 46.00 | 37,720.00 |

Contract Item Sheets For C202069

| Line # | ItemNumber | Sec # | Description | Quantity Unit | Unit Bid Price | Amount Bid |
|--------|--------------|-------|---|---------------|----------------|------------|
| 0019 | 1519000000-E | 610 | ASPHALT CONC SURFACE COURSE, TYPE S9.5B | 980 TON | 48.00 | 47,040.00 |
| 0020 | 1560000000-E | 620 | ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22 | 165 TON | 400.00 | 66,000.00 |
| 0021 | 1693000000-E | 654 | ASPHALT PLANT MIX, PAVEMENT REPAIR | 18 TON | 150.00 | 2,700.00 |
| 0022 | 2000000000-N | 806 | RIGHT OF WAY MARKERS | 13 EA | 150.00 | 1,950.00 |
| 0023 | 2209000000-E | 838 | ENDWALLS | 3 CY | 600.00 | 1,800.00 |
| 0024 | 2253000000-E | 840 | PIPE COLLARS | 1 CY | 350.00 | 350.00 |
| 0025 | 2286000000-N | 840 | MASONRY DRAINAGE STRUCTURES | 3 EA | 1,500.00 | 4,500.00 |
| 0026 | 2308000000-E | 840 | MASONRY DRAINAGE STRUCTURES | 1.3 LF | 400.00 | 520.00 |
| 0027 | 2367000000-N | 840 | FRAME WITH TWO GRATES, STD 840.29 | 3 EA | 500.00 | 1,500.00 |
| 0028 | 2556000000-E | 846 | SHOULDER BERM GUTTER | 100 LF | 20.00 | 2,000.00 |
| 0029 | 2577000000-E | 846 | CONCRETE EXPRESSWAY GUTTER | 125 LF | 23.00 | 2,875.00 |
| 0030 | 2619000000-E | 850 | 4" CONCRETE PAVED DITCH | 20 SY | 10.00 | 200.00 |
| 0031 | 3030000000-E | 862 | STEEL BM GUARDRAIL | 337.5 LF | 14.50 | 4,893.75 |
| 0032 | 3045000000-E | 862 | STEEL BM GUARDRAIL, SHOP CURVED | 50 LF | 15.25 | 762.50 |
| 0033 | 3150000000-N | 862 | ADDITIONAL GUARDRAIL POSTS | 5 EA | 10.00 | 50.00 |
| 0034 | 3215000000-N | 862 | GUARDRAIL ANCHOR UNITS, TYPE III | 4 EA | 1,200.00 | 4,800.00 |
| 0035 | 3270000000-N | SP | GUARDRAIL ANCHOR UNITS, TYPE 350 | 4 EA | 1,750.00 | 7,000.00 |
| 0036 | 3380000000-E | 862 | TEMPORARY STEEL BM GUARDRAIL | 100 LF | 6.00 | 600.00 |

Contract Item Sheets For C202069

| Line # | ItemNumber | Sec # | Description | Quantity Unit | Unit Bid Price | Amount Bid |
|--------|--------------|-------|---|---------------|----------------|------------|
| 0037 | 3389100000-N | SP | GUARDRAIL ANCHOR UNITS, TYPE 350 TEMPORARY | 1 EA | 600.00 | 600.00 |
| 0038 | 3572000000-E | 867 | CHAIN LINK FENCE RESET | 330 LF | 8.00 | 2,640.00 |
| 0039 | 3628000000-E | 876 | RIP RAP, CLASS I | 265 TON | 31.00 | 8,215.00 |
| 0040 | 3649000000-E | 876 | RIP RAP, CLASS B | 200 TON | 28.00 | 5,600.00 |
| 0041 | 3656000000-E | 876 | FILTER FABRIC FOR DRAINAGE | 1,545 SY | 1.50 | 2,317.50 |
| 0042 | 4072000000-E | 903 | SUPPORTS, 3-LB STEEL U-CHANNEL | 137 LF | 6.18 | 846.66 |
| 0043 | 4102000000-N | 904 | SIGN ERECTION, TYPE E | 10 EA | 100.00 | 1,000.00 |
| 0044 | 4116100000-N | 904 | SIGN ERECTION, RELOCATE, TYPE **** (GROUND MOUNTED) (E) | 2 EA | 88.13 | 176.26 |
| 0045 | 4155000000-N | 907 | DISPOSAL OF SIGN SYSTEM, U-CHANNEL | 21 EA | 10.00 | 210.00 |
| 0046 | 4192000000-N | 907 | DISPOSAL OF SUPPORT, U-CHANNEL | 1 EA | 25.00 | 25.00 |
| 0047 | 4400000000-E | 1110 | WORK ZONE SIGNS (STATIONARY) | 448 SF | 4.43 | 1,984.64 |
| 0048 | 4405000000-E | 1110 | WORK ZONE SIGNS (PORTABLE) | 220 SF | 8.15 | 1,793.00 |
| 0049 | 4410000000-E | 1110 | WORK ZONE SIGNS (BARRICADE MOUNTED) | 175 SF | 5.38 | 941.50 |
| 0050 | 4422000000-N | 1120 | CHANGEABLE MESSAGE SIGN (SHORT TERM) | 42 DAY | 40.00 | 1,680.00 |
| 0051 | 4430000000-N | 1130 | DRUMS | 48 EA | 34.96 | 1,678.08 |
| 0052 | 4435000000-N | 1135 | CONES | 28 EA | 16.97 | 475.16 |
| 0053 | 4445000000-E | 1145 | BARRICADES (TYPE III) | 192 LF | 21.38 | 4,104.96 |
| 0054 | 4450000000-N | 1150 | FLAGGER | 2,880 HR | 5.00 | 14,400.00 |
| 0055 | 4516000000-N | 1180 | SKINNY DRUM | 28 EA | 33.15 | 928.20 |

Contract Item Sheets For C202069

| Line # | ItemNumber | Sec # | Description | Quantity Unit | Unit Bid Price | Amount Bid |
|--------|--------------|-------|--|---------------|----------------|------------|
| 0056 | 4650000000-N | 1251 | TEMPORARY RAISED PAVEMENT MARKERS | 45 EA | 6.00 | 270.00 |
| 0057 | 4685000000-E | 1205 | THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS) | 3,536 LF | 0.69 | 2,439.84 |
| 0058 | 4686000000-E | 1205 | THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS) | 3,536 LF | 0.79 | 2,793.44 |
| 0059 | 4710000000-E | 1205 | THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS) | 12 LF | 20.00 | 240.00 |
| 0060 | 4770000000-E | 1205 | COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (I) | 628 LF | 1.30 | 816.40 |
| 0061 | 4770000000-E | 1205 | COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (IV) | 628 LF | 1.30 | 816.40 |
| 0062 | 4810000000-E | 1205 | PAINT PAVEMENT MARKING LINES (4") | 14,144 LF | 0.25 | 3,536.00 |
| 0063 | 4835000000-E | 1205 | PAINT PAVEMENT MARKING LINES (24") | 24 LF | 5.00 | 120.00 |
| 0064 | 4900000000-N | 1251 | PERMANENT RAISED PAVEMENT MARKERS | 23 EA | 6.00 | 138.00 |
| 0065 | 5326200000-E | 1510 | 12" WATER LINE | 113 LF | 73.00 | 8,249.00 |
| 0066 | 5804000000-E | 1530 | ABANDON 12" UTILITY PIPE | 102 LF | 28.00 | 2,856.00 |
| 0067 | 6000000000-E | 1605 | TEMPORARY SILT FENCE | 2,350 LF | 2.00 | 4,700.00 |
| 0068 | 6006000000-E | 1610 | STONE FOR EROSION CONTROL, CLASS A | 350 TON | 24.00 | 8,400.00 |
| 0069 | 6009000000-E | 1610 | STONE FOR EROSION CONTROL, CLASS B | 325 TON | 33.00 | 10,725.00 |
| 0070 | 6012000000-E | 1610 | SEDIMENT CONTROL STONE | 115 TON | 25.00 | 2,875.00 |
| 0071 | 6015000000-E | 1615 | TEMPORARY MULCHING | 5 ACR | 750.00 | 3,750.00 |
| 0072 | 6018000000-E | 1620 | SEED FOR TEMPORARY SEEDING | 150 LB | 3.50 | 525.00 |

Contract Item Sheets For C202069

| Line # | ItemNumber | Sec # | Description | Quantity Unit | Unit Bid Price | Amount Bid |
|--------|--------------|-------|---------------------------------------|---------------|----------------|------------|
| 0073 | 6021000000-E | 1620 | FERTILIZER FOR TEMPORARY SEED- ING | 1.5 TON | 1,000.00 | 1,500.00 |
| 0074 | 6029000000-E | SP | SAFETY FENCE | 1,750 LF | 1.85 | 3,237.50 |
| 0075 | 6030000000-E | 1630 | SILT EXCAVATION | 660 CY | 2.00 | 1,320.00 |
| 0076 | 6036000000-E | 1631 | MATTING FOR EROSION CONTROL | 3,700 SY | 1.20 | 4,440.00 |
| 0077 | 6037000000-E | SP | COIR FIBER MAT | 15 SY | 3.50 | 52.50 |
| 0078 | 6038000000-E | SP | PERMANENT SOIL REINFORCEMENT MAT | 1,642 SY | 5.00 | 8,210.00 |
| 0079 | 6042000000-E | 1632 | 1/4" HARDWARE CLOTH | 175 LF | 7.00 | 1,225.00 |
| 0080 | 6071010000-E | SP | WATTLE | 125 LF | 6.00 | 750.00 |
| 0081 | 6071020000-E | SP | POLYACRYLAMIDE (PAM) | 50 LB | 13.00 | 650.00 |
| 0082 | 6071030000-E | SP | COIR FIBER BAFFLES | 130 LF | 7.00 | 910.00 |
| 0083 | 6071050000-E | SP | *** SKIMMER (1-1/2") | 2 EA | 1,500.00 | 3,000.00 |
| 0084 | 6084000000-E | 1660 | SEEDING & MULCHING | 5.5 ACR | 1,800.00 | 9,900.00 |
| 0085 | 6087000000-E | 1660 | MOWING | 2 ACR | 100.00 | 200.00 |
| 0086 | 6090000000-E | 1661 | SEED FOR REPAIR SEEDING | 50 LB | 10.75 | 537.50 |
| 0087 | 6093000000-E | 1661 | FERTILIZER FOR REPAIR SEEDING | 0.25 TON | 1,000.00 | 250.00 |
| 0088 | 6096000000-E | 1662 | SEED FOR SUPPLEMENTAL SEEDING | 75 LB | 3.50 | 262.50 |
| 0089 | 6108000000-E | 1665 | FERTILIZER TOPDRESSING | 2.25 TON | 1,000.00 | 2,250.00 |
| 0090 | 6111000000-E | SP | IMPERVIOUS DIKE | 125 LF | 50.00 | 6,250.00 |
| 0091 | 6114000000-N | SP | SPECIALIZED HAND MOWING | 5 HR | 40.00 | 200.00 |
| 0092 | 6117000000-N | SP | RESPONSE FOR EROSION CONTROL | 12 EA | 180.00 | 2,160.00 |

Contract Item Sheets For C202069

| Line # | ItemNumber | Sec # | Description | Quantity Unit | Unit Bid Price | Amount Bid |
|---|--------------|-------|--|---------------|----------------|------------|
| 0093 | 6123000000-E | 1670 | REFORESTATION | 0.5 ACR | 1,500.00 | 750.00 |
| ***** BEGIN SCHEDULE AA ***** ***** (3 ALTERNATES) ***** | | | | | | |
| 0094 AA1 | 0366000000-E | 310 | 15" RC PIPE CULVERTS, CLASS III | 188 LF | 25.00 | 4,700.00 |
| *** OR *** | | | | | | |
| 0095 AA2 | 0366000000-E | 310 | 15" RC PIPE CULVERTS, CLASS III | 160 LF | | |
| 0096 AA2 | 0536000000-E | SP | **** HDPE PIPE CULVERTS (15") | 28 LF | | |
| *** OR *** | | | | | | |
| 0097 AA3 | 0366000000-E | 310 | 15" RC PIPE CULVERTS, CLASS III | 160 LF | | |
| 0098 AA3 | 0540000000-E | SP | **** ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, **** THICK (15", 0.064") | 28 LF | | |
| ***** END SCHEDULE AA ***** | | | | | | |

Contract Item Sheets For C202069

| Line # | ItemNumber | Sec # | Description | Quantity Unit | Unit Bid Price | Amount Bid |
|--------|--------------|-------|---|----------------|----------------|------------|
| 0099 | 8035000000-N | 402 | REMOVAL OF EXISTING STRUCTURE AT STATION ***** (19 + 12.00-L) | Lump Sum LS | 19,000.00 | 19,000.00 |
| 0100 | 8156000000-E | SP | CONCRETE WEARING SURFACE | 5,749 SF | 6.50 | 37,368.50 |
| 0101 | 8161000000-E | 420 | GROOVING BRIDGE FLOORS | 6,518 SF | 0.30 | 1,955.40 |
| 0102 | 8182000000-E | 420 | CLASS A CONCRETE (BRIDGE) | 79.7 CY | 600.00 | 47,820.00 |
| 0103 | 8210000000-N | 422 | BRIDGE APPROACH SLABS, STATION ***** (19 + 12.00-L) | Lump Sum LS | 19,500.00 | 19,500.00 |
| 0104 | 8217000000-E | 425 | REINFORCING STEEL (BRIDGE) | 13,678 LB | 0.70 | 9,574.60 |
| 0105 | 8364000000-E | 450 | HP12X53 STEEL PILES | 640 LF | 49.00 | 31,360.00 |
| 0106 | 8365000000-E | 450 | HP12X53 GALVANIZED STEEL PILES | 685 LF | 56.00 | 38,360.00 |
| 0107 | 8475000000-E | 460 | TWO BAR METAL RAIL | 237.86 LF | 110.00 | 26,164.60 |
| 0108 | 8517000000-E | 460 | 1'-***"X *****" CONCRETE PARA- PET (1'-2" X 2'-10 3/4") | 254.8 LF | 63.00 | 16,052.40 |
| 0109 | 8608000000-E | 876 | RIP RAP CLASS II (2'-0" THICK) | 685 TON | 39.00 | 26,715.00 |
| 0110 | 8622000000-E | 876 | FILTER FABRIC FOR DRAINAGE | 760 SY | 1.50 | 1,140.00 |
| 0111 | 8657000000-N | 430 | ELASTOMERIC BEARINGS | Lump Sum LS | 7,000.00 | 7,000.00 |
| 0112 | 8692000000-N | SP | EVAZOTE JOINT SEALS | Lump Sum LS | 8,900.00 | 8,900.00 |
| 0113 | 8762000000-E | 430 | 3'-0" X 1'-9" PRESTRESSED CONC CORED SLABS | 2,033.83 LF | 100.00 | 203,383.00 |

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,083,675.79 ✓

Contract Number C202069
County WAKE

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

KIRKMAN CONSTRUCTION, INC.

Full name of Corporation

P.O. BOX 3026, HUNTERSVILLE NC 28070

Address as Prequalified

Attest



~~Secretary/Assistant Secretary~~

Select appropriate title

By



~~President/Vice President/Assistant Vice President~~

Select appropriate title

RICHARD D. KIRKMAN

Print or type Signer's name

JESSICA L. KIRKMAN

Print or type Signer's name

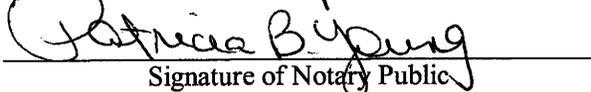
CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

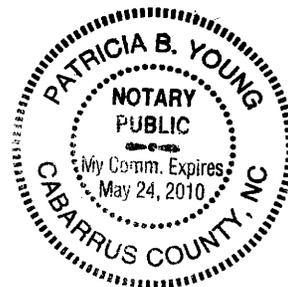
12th day of May 2009


Signature of Notary Public

of Cabarrus County

State of North Carolina

My Commission Expires: May 24, 2010



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.

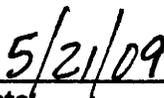
Contract No **C202069**

County (ies): **Wake**

**ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION**



Contract Officer



Date

**Execution of Contract and Bonds
Approved as to Form:**



Attorney General

Contract No. C202069
County Wake
Bond # 105073202

(Rev 7-10-08)

CONTRACT PAYMENT BOND

Date of Payment Bond Execution May 8, 2009

Name of Principal Contractor Kirkman Construction, Inc.

Name of Surety: Travelers Casualty and Surety Company of America

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

Amount of Bond: \$1,083,675.79

Contract ID No.: C202069

County Name: Wake

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. C202069
County Wake
Bond # I05073202

(Rev 7-10-08)

CONTRACT PAYMENT BOND

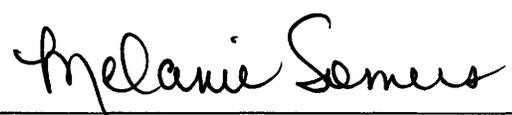
Affix Seal of Surety Company

Travelers Casualty and Surety Company of America

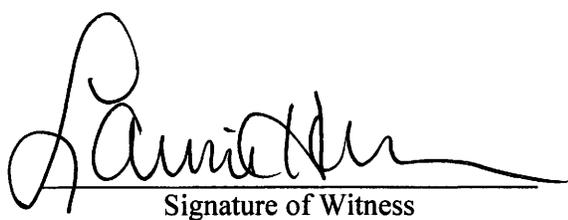
Print or type Surety Company Name

By Melanie Somers

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



Signature of Attorney-in-Fact



Signature of Witness

Laurie Hunter

Print or type Witness's name

PO Box 12457 Charlotte NC 28220

Address of Attorney-in-Fact

Contract No. C202069
County Wake
Bond # I05073202

(Rev 7-10-08)

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

KIRKMAN CONSTRUCTION, INC.
Full name of Corporation

P.O. Box 3026, HUNTERSVILLE NC 28070
Address as prequalified

By Jessica L Kirkman
Signature of President, ~~Vice President, Assistant Vice President~~
Select appropriate title

JESSICA L. KIRKMAN
Print or type Signer's name

Affix Corporate Seal

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

RICHARD D. KIRKMAN
Print or type Signer's name



POWER OF ATTORNEY

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

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

Attorney-In Fact No. 220671

Certificate No. 002730416

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

T. Arnold Edwards, James A. Muse, Jr., Lisa M. McLendon, Samuel A. Thompson, III, Jeffery H. Haney, John H. Ketner, III, Melanie Somers, and Julie Bell

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

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 5th day of December, 2008

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

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



State of Connecticut
City of Hartford ss.

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

On this the 5th day of December, 2008, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 2011.



[Signature]
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 8th day of May, 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.travelersbond.com. Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.

Contract No. C202069
County Wake
Bond # T05073202

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: May 8, 2009

Name of Principal Contractor: Kirkman Construction, Inc.

Name of Surety: Travelers Casualty and Surety Company of America

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

Amount of Bond: \$1,083,675.79

Contract ID No.: C202069

County Name: Wake

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. C202069
County Wake
Bond # T05073202

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

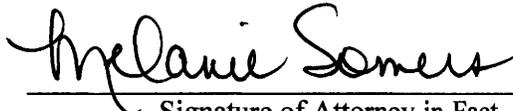
Affix Seal of Surety Company

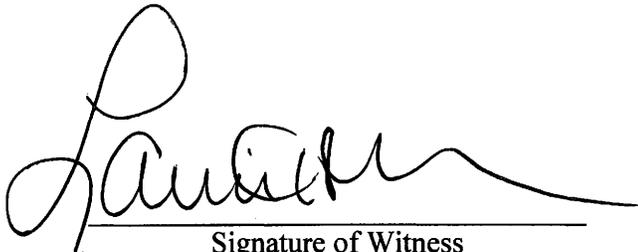
Travelers Casualty and Surety Company of America

Print or type Surety Company Name

By Melanie Somers

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


Signature of Attorney-in-Fact


Signature of Witness

Laurie Hunter

Print or type Witness's name

PO Box 12457 Charlotte NC 28220

Address of Attorney-in-Fact

Contract No.
County
Bond #

C202069

Wake
105073202

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

KIRKMAN CONSTRUCTION, INC.

Full name of Corporation

P.O. Box 3026, HUNTERSVILLE NC 28070

Address as prequalified

By

Jessica L Kirkman
Signature of President, ~~Vice President, Assistant Vice President~~
Select appropriate title

JESSICA L. KIRKMAN

Print or type Signer's name

Affix Corporate Seal

Attest

[Signature]

Signature of Secretary, ~~Assistant Secretary~~

Select appropriate title

RICHARD D. KIRKMAN

Print or type Signer's name



POWER OF ATTORNEY

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

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

Attorney-In Fact No. 220671

Certificate No. 002730418

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

T. Arnold Edwards, James A. Muse, Jr., Lisa M. McLendon, Samuel A. Thompson, III, Jeffery H. Haney, John H. Ketner, III, Melanie Somers, and Julie Bell

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

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 5th day of December, 2008

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

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



State of Connecticut
City of Hartford ss.

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

On this the 5th day of December, 2008, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 2011.



[Signature]
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 8th day of May, 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.travelersbond.com. Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.

