

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

C202857

CONTRACT AND
CONTRACT BONDS

FOR CONTRACT NO. C202857

WBS

5CR.20731.11 STATE FUNDED

COUNTY OF PERSON
THIS IS THE ROADWAY CONTRACT
ROUTE NUMBER LENGTH 24.950 MILES
LOCATION 12 SECTIONS OF SECONDARY ROADS.

CONTRACTOR BARRETT, IRVIN & JORDAN CONTRACTORS INC
ADDRESS P.O. BOX 71279
DURHAM, NC 27712

BIDS OPENED NOVEMBER 15, 2011
CONTRACT EXECUTION DEC 1 8 2011

**Barrett, Irvin and Jordan Contractors, Inc (6190).
Vendor 6 of 6 Vendors for Call Order 012 (Proposal ID C202857).**

County: PERSON
 Address: PO Box 71279,
 Durham, NC 27722
 Phone Number: 919-956-9900
 Signature Check: This bid has been properly signed by John_W._Barrett_6190.
 Time Bid Received: Tue Nov 15 08:44:54 2011
 Bid Checksum: 1BFB6CDE MBE GOAL SET 5.0
 Amendment Count: 0
 Bidding Errors: No bidding errors.
 Bid Total: \$2,453,978.51 ✓ MBE GOAL MET 5.0
 Bond ID: SNC11485631
 Bond was Verified: Yes. WBE GOAL SET 5.0
 Bond Required Percent: 5.00%
 Minimum Check Amount: \$122,698.93
 Bid Security Maximum: \$ WBE GOAL MET 5.0
 Bond Agency Name:
 Agency Execution Date: 11/11/2011 9:47:34 AM
 Surety Name: Liberty Mutual Insurance Company
 Surety State of Incorporation:
 Bond Company:
 Bond Type:
 Bond Appr Flag:
 Bond Affirm:
 Bond was Paid by Check: No.

LIST OF MBE PARTICIPANTS

6193 MB	A & C HAULING INC	Sub	3,000.00	✓	arm
	618 SADDLE RIDGE AVE , DURHAM, NC 27704				
7624 MB	KENNETH L HOWARD DBA KL HOWARD	Sub	123,000.00	✓	arm
	4037 LYN STREET , OXFORD, NC 27565				
		TOTAL:	\$126,000.00	✓	arm
			5.13%		

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT		
2277 WB	MAYO FARMS, INC. 1373 HIGH PLAINS ROAD , ROXBORO, NC 27574		Sub 123,000.00	✓	arm
		TOTAL:	\$123,000.00	✓	arm
			5.01%		

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. Yes

It is the desire of the Bidder to be awarded contracts, the value of which will not exceed a total of 7,500,000.00 for those projects indicated herein, for which bids will be opened on 11/15/11 (MM/DD/YY):

The Award Limits shall apply to the following projects:

Contract Number	County
C202860	Warren
C202864	Granville
C202862	Orange
C202857	Person
NOT ANSWERED	
NOT ANSWERED	

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

BondID: SNC11485631

NCDOT/berc

Vendor 6190's Load Output for Call 012, Letting L111115, 2011-11-15

Surety Registry Agency: surety2000

Verified?: Yes

Surety Agency: Liberty Mutual Insurance Company

Bond Execution Date: 11/11/2011 9:47:34 AM

Bond Amount: \$122,698.93 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 10-17-11
Revised:

Contract ID: C202857 Project(s): STATE FUNDED
Letting Date: 11-15-11 Call Order: 012
Bidder: 6190 - Barrett, Irvin and Jordan Contractors, 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				53,000.00
0002	0106000000-E BORROW EXCAVATION	CY	830.000	18.30000		15,189.00
0003	1220000000-E INCIDENTAL STONE BASE	TON	430.000	40.00000		17,200.00
0004	1245000000-E SHOULDER RECONSTRUCTION	SMI	5.200	2,145.00000		11,154.00
0005	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	SY	266,400.000	0.85000		226,440.00
0006	1330000000-E INCIDENTAL MILLING	SY	300.000	12.66000		3,798.00
0007	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	TON	507.000	36.03000		18,267.21
0008	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	TON	24,645.000	29.62000		729,984.90
0009	1575000000-E ASPHALT BINDER FOR PLANT MIX	TON	1,673.000	645.00000		1,079,085.00
0010	1704000000-E PATCHING EXISTING PAVEMENT	TON	540.000	150.00000		81,000.00
0011	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	LF	266,355.000	0.42000		111,869.10

State of NC
Dept of Transportation

Date: 10-17-11
Revised:

Contract ID: C202857 Project(s): STATE FUNDED
 Letting Date: 11-15-11 Call Order: 012
 Bidder: 6190 - Barrett, Irvin and Jordan Contractors, Inc

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	164,670.000 LF	0.55000		90,568.50	
0013	4705000000-E THERMOPLAST IC PAVEMENT MARKING LINES (16", 120 MILS)	100.000 LF	11.00000		1,100.00	
0014	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	75.000 LF	13.50000		1,012.50	
0015	4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS)	4.000 EA	165.00000		660.00	
0016	4810000000-E PAINT PAVEMENT MARKING LINES (4")	1,980.000 LF	0.11000		217.80	
0017	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	1,554.000 EA	3.25000		5,050.50	
0018	6084000000-E SEEDING & MULCHING	3.300 ACR	2,540.00000		8,382.00	
Section 0001 Total					2,453,978.51	
Bid Total					2,453,978.51	

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. Yes

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 7,500,000.00 for those projects indicated herein, for which bids will be opened on 11/15/11 (MM/DD/YY)

The Award Limits shall apply to the following projects:

Contract Number	County
C202860	Warren
C202864	Granville
C202862	Orange
C202857	Person
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
 MBE COMMITMENT ITEMS

DATE: 10-17-11
 PAGE: 5

PROPOSAL: C202857
 LETTING: L111115 CALL: 012
 VENDOR: 6190 Barrett, Irvin and Jordan Contractors, Inc

 LINE ITEM ITEM UNIT SUBCONTRACTOR SUBCONTRACTOR EXTENDED
 NO. NO. DESC. TYPE QUANTITY UNIT PRICE AMOUNT

MBE SUBCONTRACTOR: 6193 A & C HAULING INC
 Will Use Quote: Yes

0008	1525000000-E	ASP CONC SUR TON		300.000	10.00000	3000.00
						3,000.00

✓ am

MBE SUBCONTRACTOR: 7624 KENNETH L HOWARD DBA KL HOWARD TRUCKING
 Will Use Quote: Yes

0008	1525000000-E	ASP CONC SUR TON		12300.000	10.00000	123000.00
						123,000.00

✓ am

TOTAL MBE COMMITMENT FOR VENDOR:	Entered:	5.13% or	126000.00
	Required:	5.00% or	122698.93
			<GOAL MET>

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
 WBE COMMITMENT ITEMS

DATE:10-17-11
 PAGE: 6

PROPOSAL: .C202857
 LETTING: L111115 CALL: 012
 VENDOR: 6190 Barrett, Irvin and Jordan Contractors, Inc

 LINE ITEM ITEM UNIT SUBCONTRACTOR SUBCONTRACTOR EXTENDED
 NO. NO. DESC. TYPE QUANTITY UNIT PRICE AMOUNT

WBE SUBCONTRACTOR: 2277 MAYO FARMS, INC.
 Will Use Quote: Yes

0008	1525000000-E	ASP CONC SUR TON	12000.000	10.00000	120000.00
0005	1297000000-E	MILL ASP PVM SY	20000.000	0.15000	3000.00

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 123,000.00 ✓ arm

TOTAL WBE COMMITMENT FOR VENDOR:	Entered:	5.01% or	123000.00	✓ arm
	Required:	5.00% or	122698.93	
		<GOAL MET>		

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	0106000000-E	230	BORROW EXCAVATION	830 CY	18.30	15,189.00
0003	1220000000-E	545	INCIDENTAL STONE BASE	430 TON	40.00	17,200.00
0004	1245000000-E	SP	SHOULDER RECONSTRUCTION	5.2 SMI	2,145.00	11,154.00
0005	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	266,400 SY	0.85	226,440.00
0006	1330000000-E	607	INCIDENTAL MILLING	300 SY	12.66	3,798.00
0007	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	507 TON	36.03	18,267.21
0008	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	24,645 TON	29.62	729,984.90
0009	1575000000-E	SP	ASPHALT BINDER FOR PLANT MIX	1,673 TON	645.00	1,079,085.00
0010	1704000000-E	SP	PATCHING EXISTING PAVEMENT	540 TON	150.00	81,000.00
0011	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	266,355 LF	0.42	111,869.10
0012	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	164,670 LF	0.55	90,568.50
0013	4705000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (16", 120 MILS)	100 LF	11.00	1,100.00
0014	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	75 LF	13.50	1,012.50
0015	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	4 EA	165.00	660.00
0016	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	1,980 LF	0.11	217.80
0017	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	1,554 EA	3.25	5,050.50

Contract Item Sheets For C202857

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0018	6084000000-E	1660	SEEDING & MULCHING	3.3 ACR	2,540.00	8,382.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$2,453,978.51

1501/Nov30/Q730072.5/D50801100000/E18

Contract No. C202857
County Person

Rev. 5-19-11

**EXECUTION OF CONTRACT
NON-COLLUSION AFFIDAVIT, DEBARMENT CERTIFICATION AND GIFT BAN 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, that the Contractor has not been convicted of violating *N.C.G.S. § 133-24* within the last three years, and that the Contractor intends to do the work with its 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.

N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this procurement, you attest, for your entire organization and its employees or agents, that you are not aware that any such gift has been offered, accepted, or promised by any employees of your organization.

SIGNATURE OF CONTRACTOR

Barrett, Irvin and Jordan Contractors, INC.

Full name of Corporation

P.O. Box 71279, Durham, NC 27712

Address as Prequalified

Attest

Carlton L. Jordan
Secretary/Assistant Secretary
Select appropriate title

By

John W. Barrett
President/Vice President/Assistant Vice President
Select appropriate title

Carlton L. Jordan

Print or type Signer's name

John W. Barrett

Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

Subscribed and sworn to before me this the

1 day of Dec. 2011.

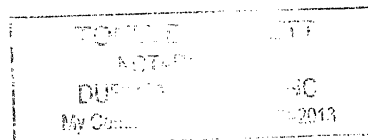
Tonia M. Barrett
Signature of Notary Public

NOTARY SEAL

of Durham County

State of NC

My Commission Expires: 4-29-13



DEBARMENT CERTIFICATION

Conditions for certification:

1. The prequalified bidder shall provide immediate written notice to the Department if at any time the bidder learns that his certification was erroneous when he submitted his debarment certification or explanation filed 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 prequalified bidder 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 prequalified bidder 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 prequalified bidder 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 bidder 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 6 herein, the Department may terminate any contract if the bidder 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 prequalified 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.
- e. Will submit a revised Debarment Certification immediately if his status changes and will show in his bid proposal an explanation for the change in status.

If the prequalified bidder 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 prequalified bidder's bid being considered non-responsive.

Check here if an explanation is attached to this certification.

Contract No C202857

County (ies): Person

**ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION**



Contract Officer



Date

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



Attorney General

Contract No. C202857
County Person

CONTRACT PAYMENT BOND

Date of Payment Bond Execution 12/1/11
Name of Principal Contractor Barrett, Irvin & Jordan Contractors, Inc.
Name of Surety: Liberty Mutual Insurance Company
Name of Contracting Body: North Carolina Department of Transportation
Raleigh, North Carolina
Amount of Bond: (\$2,453,978.51) Two Million Four Hundred Fifty Three Thousand
Nine Hundred Seventy Eight Dollars and 51/100
Contract ID No.: C202857
County Name: Person

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. C202857
County Person

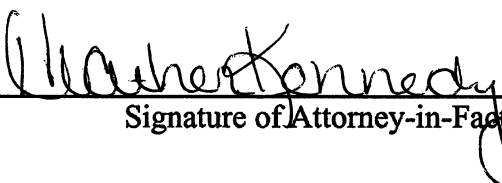
Rev 5-17-11

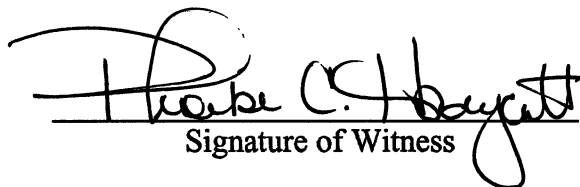
CONTRACT PAYMENT BOND

Affix Seal of Surety Company

Liberty Mutual Insurance Company
Print or type Surety Company Name

By Heather Kennedy
Print, stamp or type name of Attorney-in-Fact


Signature of Attorney-in-Fact


Signature of Witness

Phoebe C Honeycutt
Print or type Signer's name

175 Berkeley Street
Boston, MA 02117
Address of Attorney-in-Fact

Contract No.
County

C202857

Person

Rev 5-17-11

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

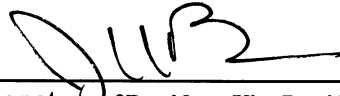
Barrett, Irvin & Jordan Contractors, Inc.

Full name of Corporation

P.O. Box 71279 Durham, NC 27712

Address as prequalified

By



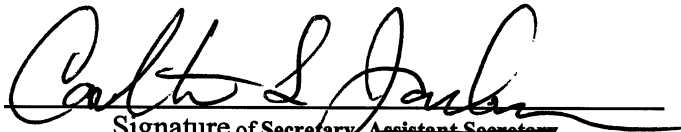
Signature of President, Vice President, Assistant Vice President
Select appropriate title

John W. Barrett

Print or type Signer's name

Affix Corporate Seal

Attest



Signature of Secretary, Assistant Secretary
Select appropriate title

Carlton L. Jordan

Print or type Signer's name

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

LIBERTY MUTUAL INSURANCE COMPANY
BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Liberty Mutual Insurance Company (the "Company"), a Massachusetts stock insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint PHOEBE C. HONEYCUTT, KEN PEEPLES, KITARA SMITH, HEATHER KENNEDY, NEIL BILLER, BOBBI D. PENDLETON, CAMILLE SMITH, ALL OF THE CITY OF DURHAM, STATE OF NORTH CAROLINA.....

, each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations in the penal sum not exceeding FIFTY MILLION AND 00/100***** DOLLARS (\$ 50,000,000.00*****) each, and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

That this power is made and executed pursuant to and by authority of the following By-law and Authorization:

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

By the following instrument the chairman or the president has authorized the officer or other official named therein to appoint attorneys-in-fact:

Pursuant to Article XIII, Section 5 of the By-Laws, David M. Carey, Assistant Secretary of Liberty Mutual Insurance Company, is hereby authorized to appoint such attorneys-in-fact as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

That the By-law and the Authorization set forth above are true copies thereof and are now in full force and effect.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this day of 4th day of August 2011



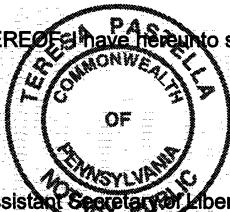
LIBERTY MUTUAL INSURANCE COMPANY

By David M. Carey
David M. Carey, Assistant Secretary

COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 4th day of August, 2011, before me, a Notary Public, personally came David M. Carey, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



Notarial Seal
Teresa Pastella, Notary Public
Plymouth Twp., Montgomery County
My Commission Expires Mar. 28, 2013
Member, Pennsylvania Association of Notaries

By Teresa Pastella
Teresa Pastella, Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this certificate; and I do further certify that the officer or official who executed the said power of attorney is an Assistant Secretary specially authorized by the chairman or the president to appoint attorneys-in-fact as provided in Article XIII, Section 5 of the By-laws of Liberty Mutual Insurance Company.

This certificate and the above power of attorney may be signed by facsimile or mechanically reproduced signatures under and by authority of the following vote of the board of directors of Liberty Mutual Insurance Company at a meeting duly called and held on the 12th day of March, 1980.

VOTED that the facsimile or mechanically reproduced signature of any assistant secretary of the company, wherever appearing upon a certified copy of any power of attorney issued by the company in connection with surety bonds, shall be valid and binding upon the company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 1st day of December, 2011



By Gregory W. Davenport
Gregory W. Davenport, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

Contract No. C202857
County Person

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: 12/1/11
Name of Principal Contractor: Barrett, Irvin & Jordan Contractors, Inc.
Name of Surety: Liberty Mutual Insurance Company
Name of Contracting Body: North Carolina Department of Transportation
Raleigh, North Carolina
Amount of Bond: (\$2,453,978.51) Two Million Four Hundred Fifty Three Thousand Nine Hundred Seventy Eight Dollars and 51/100
Contract ID No.: C202857
County Name: Person

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. C202857
County Person

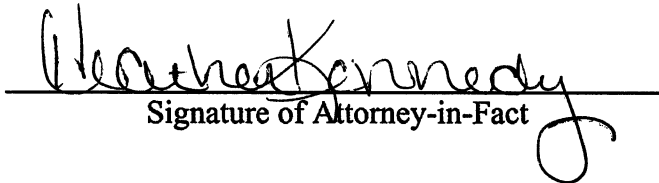
Rev 5-17-11

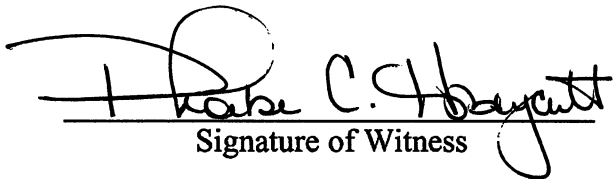
CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Liberty Mutual Insurance Company
Print or type Surety Company Name

By Heather Kennedy
Print, stamp or type name of Attorney-in-Fact


Signature of Attorney-in-Fact


Signature of Witness

Phoebe C Honeycutt
Print or type Signer's name

175 Berkeley Street
Boston, MA 02117
Address of Attorney-in-Fact

Contract No.
County

C202857

Person

Rev 5-17-11

**CONTRACT PERFORMANCE BOND
CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

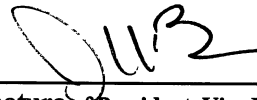
Barrett, Irvin & Jordan Contractors, Inc.

Full name of Corporation

P.O. Box 71279, Durham, NC 27712

Address as prequalified

By



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

John W. Barrett

Print or type Signer's name

Affix Corporate Seal

Attest



Signature of Secretary, Assistant Secretary
Select appropriate title

Carlton L. Jordan

Print or type Signer's name

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

LIBERTY MUTUAL INSURANCE COMPANY
BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Liberty Mutual Insurance Company (the "Company"), a Massachusetts stock insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint PHOEBE C. HONEYCUTT, KEN PEEPLES, KITARA SMITH, HEATHER KENNEDY, NEIL BILLER, BOBBI D. PENDLETON, CAMILLE SMITH, ALL OF THE CITY OF DURHAM, STATE OF NORTH CAROLINA.....

, each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations in the penal sum not exceeding FIFTY MILLION AND 00/100***** DOLLARS (\$ 50,000,000.00*****) each, and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

That this power is made and executed pursuant to and by authority of the following By-law and Authorization:

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

By the following instrument the chairman or the president has authorized the officer or other official named therein to appoint attorneys-in-fact:

Pursuant to Article XIII, Section 5 of the By-Laws, David M. Carey, Assistant Secretary of Liberty Mutual Insurance Company, is hereby authorized to appoint such attorneys-in-fact as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

That the By-law and the Authorization set forth above are true copies thereof and are now in full force and effect.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this day of 4th day of August 2011



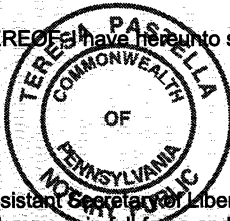
LIBERTY MUTUAL INSURANCE COMPANY

By David M. Carey
David M. Carey, Assistant Secretary

COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 4th day of August, 2011, before me, a Notary Public, personally came David M. Carey, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



Notarial Seal
Teresa Pastella, Notary Public
Plymouth Twp., Montgomery County
My Commission Expires Mar. 28, 2013
Member, Pennsylvania Association of Notaries

By Teresa Pastella
Teresa Pastella, Notary Public

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By Gregory W. Davenport
Gregory W. Davenport, Assistant Secretary

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