

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

C202938

CONTRACT AND  
CONTRACT BONDS

FOR CONTRACT NO. C202938

WBS

1C.070039, 1CR.20701.57, 1CR.20701.58, 1CR.20701.59, 1CR.20701.60, 1CR.20701.61,  
1CR.20701.62, 1CR.20701.63, 1CR.20701.64, 1CR.20701.65, 1CR.20701.66,  
1CR.20701.67, 1CR.20701.68, 1CR.20701.69, 1CR.20701.70, 1CR.20701.71,  
1CR.20701.72, 1CR.20701.73, 1CR.20701.74, 1CR.20701.75, 1CR.20701.76 STATE  
FUNDED

COUNTY OF

PASQUOTANK

THIS IS THE

ROADWAY CONTRACT

ROUTE NUMBER

LENGTH 9.653 MILES

LOCATION

21 SECTIONS OF SECONDARY ROADS.

CONTRACTOR

BARNHILL CONTRACTING COMPANY

ADDRESS

P.O. BOX 1529  
TARBORO, NC 278861529

BIDS OPENED

FEBRUARY 21, 2012

CONTRACT EXECUTION

MAR 15 2012

## Vendor 2 of 2: BARNHILL CONTRACTING COMPANY (3516) Call Order 006 (Proposal: C202938)

### Bid Information

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**County:** PASQUOTANK

**Address:** PO Box 1529  
Tarboro , NC , 27886

**Signature Check:** Allen\_Barnhill\_3516

**Time Bid Received:** February 21, 2012 10:20 AM

**Amendment Count:** 0

**Bid Checksum:** 9E4107AD

**Bid Total:** \$863,144.50 ✓

**Items Total:** \$863,144.50

**Time Total:** \$0.00

#### Bidding Errors:

DBE Warning : MBE Warning: MBE Commitment Goal not met  
DBE Warning : WBE Warning: WBE Commitment Goal not met

MBE GOAL SET 3.0

MBE GOAL OBT 2.5

WBE GOAL SET 3.0

WBE GOAL OBT 0.0

**Vendor 2 of 2: BARNHILL CONTRACTING COMPANY (3516)  
Call Order 006 (Proposal: C202938)**

**Bid Bond Information**

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**Projects:**  
**Counties:**  
**Bond ID:** SNC12477130  
**Paid by Check:** No  
**Bond Percent:**

**Bond Maximum:**  
**State of Incorporation:**  
**Agency Execution Date:** 1-30-2012  
**Surety Name:** surety2000  
**Bond Agency Name:** Travelers Casualty and  
Surety Company of  
America

Vendor 3516's Bid Information for Call 006, Letting L120221, 02/21/12

Barnhill Contracting Company (3516)  
Call Order 006 (Proposal ID C202938)

LIST OF MBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT	
11197	MOSES ASPHALT PAVING & REPAIR P. O. BOX 657 , WINTERVILLE, NC 28590		Sub 21,403.00	✓ arm committed
			TOTAL: \$21,403.00	✓ arm
			2.48%	✓ arm

Vendor 3516's Bid Information for Call 006, Letting L120221, 02/21/12

Barnhill Contracting Company (3516)  
Call Order 006 (Proposal ID C202938)

LIST OF WBE PARTICIPANTS

TOTAL: \$0.00  
0.00%

Vendor 3516's Bid Information for Call 006, Letting L120221, 02/21/12

Barnhill Contracting Company (3516)  
Call Order 006 (Proposal ID C202938)

Miscellaneous Data Info - Contractor Responses:

NON-COLLUSION AND DEBARMENT CERTIFICATION

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

Explanation:  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	

NOT ANSWERED  
NOT ANSWERED

Bid Bond Data Info - Contractor Responses:

=====

BondID: SNC12477130  
Surety Registry Agency: surety2000  
Verified?: Yes  
Surety Agency: Travelers Casualty and Surety Company of America  
Bond Execution Date: 1-30-2012  
Bond Amount: \$43,157.22 (Five Percent of Bid)

State of NC  
Dept of Transportation

Date: 01-23-12  
Revised:

Contract ID: C202938 Project(s): STATE FUNDED  
Letting Date: 02-21-12 Call Order: 006  
Bidder: 3516 - Barnhill Contracting Company

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 MOBILIZATIO N	LUMP	LUMP			30,000.00
0002	0106000000-E BORROW EXCAVATION	2,100.000 CY	8.00000			16,800.00
0003	1146000000-E CONDITIONIN G EXISTING BASE	1.000 MSY	2,000.00000			2,000.00
0004	1220000000-E INCIDENTAL STONE BASE	125.000 TON	32.00000			4,000.00
0005	1245000000-E SHOULDER RECONSTRUCTION	19.280 SMI	1,000.00000			19,280.00
0006	1275000000-E PRIME COAT	457.000 GAL	1.50000			685.50
0007	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	8,747.000 TON	38.00000			332,386.00
0008	1575000000-E ASPHALT BINDER FOR PLANT MIX	587.000 TON	630.00000			369,810.00
0009	2830000000-N ADJUSTMENT OF MANHOLES	1.000 EA	250.00000			250.00
0010	2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES	16.000 EA	250.00000			4,000.00
0011	4399000000-N TEMPORARY TRAFFIC CONTROL	LUMP	LUMP			1,200.00

Dept of Transportation

Revised:

Contract ID: C202938

Project(s): STATE FUNDED

Letting Date: 02-21-12 Call Order: 006

Bidder: 3516 - Barnhill Contracting Company

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	56,780.000 LF	0.38000		21,576.40	
0013	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	57,000.000 LF	0.45000		25,650.00	
0014	4810000000-E PAINT PAVEMENT MARKING LINES (4")	113,780.000 LF	0.12000		13,653.60	
0015	6000000000-E TEMPORARY SILT FENCE	450.000 LF	3.00000		1,350.00	
0016	6036000000-E MATTING FOR EROSION CONTROL	64.000 SY	2.00000		128.00	
0017	6071010000-E WATTLE	1,190.000 LF	4.00000		4,760.00	
0018	6071020000-E POLYACRYLAM IDE (PAM)	14.000 LB	15.00000		210.00	
0019	6084000000-E SEEDING & MULCHING	10.270 ACR	1,500.00000		15,405.00	
	Section 0001 Total				863,144.50	
	Bid Total				863,144.50	

NON-COLLUSION AND DEBARMENT CERTIFICATION

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

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

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

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

Explanation:  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED

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

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



AWARD LIMITS ON MULTIPLE PROJECTS

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

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

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

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

The Award Limits shall apply to the following projects:

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

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

MBE COMMITMENT ITEMS

PROPOSAL: C202938  
 LETTING: L120221 CALL: 006  
 VENDOR: 3516 Barnhill Contracting Company

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
-----						
MBE SUBCONTRACTOR: 11197 MOSES ASPHALT PAVING & REPAIR					committed	
Will Use Quote: Yes						
0015	6000000000-E	TEMPORARY SI	LF	450.000	2.00000	900.00
	Partial					
0016	6036000000-E	MATTING FOR	SY	64.000	2.00000	128.00
0017	6071010000-E	WATTLE	LF	1190.000	4.00000	4760.00
0018	6071020000-E	POLYACRYLAMI	LB	14.000	15.00000	210.00
0019	6084000000-E	SEEDING AND	ACR	10.270	1500.00000	15405.00

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:

✓ am 21,403.00  
 ✓ am

TOTAL MBE COMMITMENT FOR VENDOR:

Entered: 2.48% or 21403.00  
 Required: 3.00% or 25894.33  
 <GOAL NOT MET>

WBE COMMITMENT ITEMS

PAGE: 6

PROPOSAL: C202938

LETTING: L120221

CALL: 006

VENDOR: 3516 Barnhill Contracting Company

✓ am.

TOTAL WBE COMMITMENT FOR VENDOR:

Entered:	0.00% or	0.00
Required:	3.00% or	25894.33
		<GOAL NOT MET>

## Contract Item Sheets For C202938

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	30,000.00	30,000.00
0002	0106000000-E	230	BORROW EXCAVATION	2,100 CY	8.00	16,800.00
0003	1146000000-E	535	CONDITIONING EXISTING BASE	1 MSY	2,000.00	2,000.00
0004	1220000000-E	545	INCIDENTAL STONE BASE	125 TON	32.00	4,000.00
0005	1245000000-E	SP	SHOULDER RECONSTRUCTION	19.28 SMI	1,000.00	19,280.00
0006	1275000000-E	600	PRIME COAT	457 GAL	1.50	685.50
0007	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	8,747 TON	38.00	332,386.00
0008	1575000000-E	620	ASPHALT BINDER FOR PLANT MIX	587 TON	630.00	369,810.00
0009	2830000000-N	858	ADJUSTMENT OF MANHOLES	1 EA	250.00	250.00
0010	2845000000-N	858	ADJUSTMENT OF METER BOXES OR VALVE BOXES	16 EA	250.00	4,000.00
0011	4399000000-N	1105	TEMPORARY TRAFFIC CONTROL	Lump Sum LS	1,200.00	1,200.00
0012	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	56,780 LF	0.38	21,576.40
0013	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	57,000 LF	0.45	25,650.00
0014	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	113,780 LF	0.12	13,653.60
0015	6000000000-E	1605	TEMPORARY SILT FENCE	450 LF	3.00	1,350.00
0016	6036000000-E	1631	MATTING FOR EROSION CONTROL	64 SY	2.00	128.00
0017	6071010000-E	SP	WATTLE	1,190 LF	4.00	4,760.00
0018	6071020000-E	SP	POLYACRYLAMIDE (PAM)	14 LB	15.00	210.00

Contract Item Sheets For C202938

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	6084000000-E	1660	SEEDING & MULCHING	10.27 ACR	1,500.00	15,405.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$863,144.50

1056/Mar06/Q241343.55/D62609130000/E19



Contract No. C202938  
County Pasquotank

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**

Barnhill Contracting Company

Full name of Corporation

P.O.Box 1529, Tarboro, N.C. 27886

Address as Prequalified

Attest

Sophia B. Hardy  
Secretary/Assistant Secretary  
Select appropriate title

By

Allen Barnhill  
President/Vice President/Assistant Vice President  
Regional Select appropriate title

Sophia B. Hardy

Print or type Signer's name

Allen Barnhill

Print or type Signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

Subscribed and sworn to before me this the

9th day of March 2012

Helen W. Spain (Helen W. Spain)  
Signature of Notary Public

**NOTARY SEAL**

of Edgecombe County

State of North Carolina

My Commission Expires: 4/14/2013

**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**     C202938

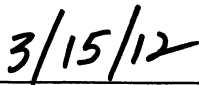
**County (ies):**   Pasquotank

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION



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Contract Officer



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Date

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



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Attorney General

**CONTRACT PAYMENT BOND**

Date of Payment Bond Execution 3/9/2012

Name of Principal Contractor **Barnhill Contracting Company**

Name of Surety: **Travelers Casualty And Surety Company of America**

Name of Contracting Body: **North Carolina Department of Transportation**  
**Raleigh, North Carolina**  
**EIGHT HUNDRED SIXTY-THREE THOUSAND ONE HUNDRED FORTY-FOUR AND 50/100THS**

Amount of Bond:

Contract ID No.: **C202938**

County Name: **Pasquotank County**

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. **C202938**  
County **Pasquotank County**

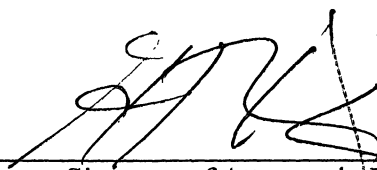
Rev 2-1-10


**CONTRACT PAYMENT BOND**

*Affix Seal of Surety Company*

**Travelers Casualty And Surety Company of America**  
Print or type Surety Company Name

By **H. Thomas Dawkins**  
Print, stamp or type name of Attorney-in-Fact

  
Signature of Attorney-in-Fact

  
Signature of Witness

**Jenny Peterson**  
Print or type Signer's name

**2820 Selwyn Avenue, Suite 375**  
**Charlotte, NC 28209**  
Address of Attorney-in-Fact

Contract No.  
County

**C202938**  
**Pasquotank County**

Rev 2-1-10

**CONTRACT PAYMENT BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

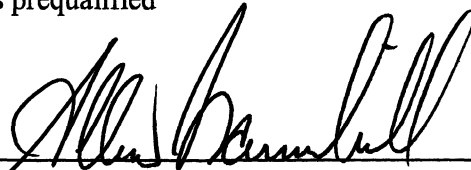
**Barnhill Contracting Company**

Full name of Corporation

**P.O. Box 1529, Tarboro, NC 27886**

Address as prequalified

By



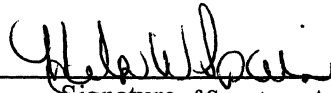
Signature of ~~President, Vice President, Assistant Vice President~~  
Regional *Select appropriate title*

Allen Barnhill

Print or type Signer's name

*Affix Corporate Seal*

Attest



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

Helen W. Spain

Print or type Signer's name

Contract No. **C202938**  
County **Pasquotank County**

Rev 2-1-10

105741857

## CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: 3/9/2012

Name of Principal Contractor: Barnhill Contracting Company

Name of Surety: Travelers Casualty And Surety Company of America

Name of Contracting Body: North Carolina Department of Transportation  
Raleigh, North Carolina  
EIGHT HUNDRED SIXTY-THREE THOUSAND ONE HUNDRED FORTY-FOUR AND 50/100THS

Amount of Bond: \_\_\_\_\_

Contract ID No.: C202938

County Name: Pasquotank County

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. **C202938**  
County **Pasquotank County**

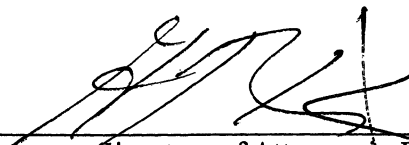
Rev 2-1-10

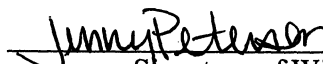
### CONTRACT PERFORMANCE BOND

*Affix Seal of Surety Company*

**Travelers Casualty And Surety Company of America**  
Print or type Surety Company Name

By **H. Thomas Dawkins**  
Print, stamp or type name of Attorney-in-Fact

  
Signature of Attorney-in-Fact

  
Signature of Witness

**Jenny Peterson**  
Print or type Signer's name

**2820 Selwyn Avenue, Suite 375**  
**Charlotte, NC 28209**  
Address of Attorney-in-Fact

Contract No.  
County

C202938  
Pasquotank County

Rev 2-1-10

**CONTRACT PERFORMANCE BOND**  
**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

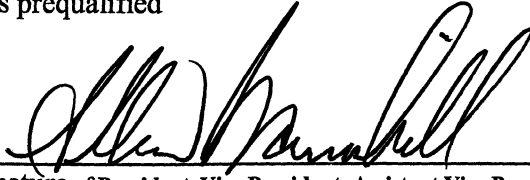
Barnhill Contracting Company

Full name of Corporation

P.O. Box 1529, Tarboro, NC 27886

Address as prequalified

By



Signature of ~~President, Vice President, Assistant Vice President~~

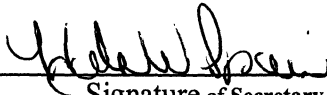
Regional Select appropriate title

Allen Barnhill

Print or type Signer's name

*Affix Corporate Seal*

Attest



Signature of ~~Secretary, Assistant Secretary~~

Select appropriate title

Helen W. Spain

Print or type Signer's name



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
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. 223862

Certificate No. 004449482

KNOW ALL MEN BY THESE PRESENTS: 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

H. Thomas Dawkins, and Hunter T. Dawkins

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 29th day of July, 2011.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
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 29th day of July, 2011, 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., 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, 2016.



[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., 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, Kevin E. Hughes, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., 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 9<sup>th</sup> day of March, 2012

WARNING: THIS POWER OF ATTORNEY IS INVALID WITHOUT THE RED BORDER

  
Kevin E. Hughes, Assistant Secretary



To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at [www.travelersbond.com](http://www.travelersbond.com). Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.