

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

C202971

CONTRACT AND
CONTRACT BONDS

FOR CONTRACT NO. C202971

WBS 17BP.14.P.3 STATE FUNDED

COUNTY OF POLK, HENDERSON
THIS IS THE STRUCTURE CONTRACT
ROUTE NUMBER I 26 LENGTH 0.000 MILES
LOCATION BRIDGES #33, 98, 99, 228, 230, 233 & 234 ON I-26, #129 ON
NC-191, #183 ON US-64 AND #32 ON NC-108.

CONTRACTOR TAYLOR & MURPHY CONSTRUCTION CO, INC
ADDRESS P.O. BOX 6215
ASHEVILLE, NC 28816

BIDS OPENED MARCH 20, 2012
CONTRACT EXECUTION APR 20 2012

**Vendor 2 of 4: TAYLOR & MURPHY CONSTRUCTION CO, INC
(3692)
Call Order 027 (Proposal: C202971)**

Bid Information

County: POLK
Address: PO Box 6215
 Asheville , NC , 28806
Signature Check: Michael_F_Long_3692
Time Bid Received: March 20, 2012 01:50 PM
Amendment Count: 0

Bid Checksum: EAB6CD8F
Bid Total: \$2,394,190.42
Items Total: \$2,394,190.42 ✓
Time Total: \$0.00

Bidding Errors:
None.

MBE GOAL SET	0.0
MBE GOAL MET	0.0
WBE GOAL SET	0.0
WBE GOAL MET	0.0

Vendor 2 of 4: TAYLOR & MURPHY CONSTRUCTION CO, INC
(3692)
Call Order 027 (Proposal: C202971)

Bid Bond Information

Projects:	Bond Maximum:
Counties:	State of Incorporation:
Bond ID: SNC12657017	Agency Execution Date: 3/6/2012 2
Paid by Check: No	Surety Name: surety2000
Bond Percent: 5%	Bond Agency Name: Travelers Casualty and Surety Company of America

Vendor 3692's Bid Information for Call 027, Letting L120320, 03/20/12

Taylor & Murphy Construction Co., Inc. (3692)
Call Order 027 (Proposal ID C202971)

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: SNC12657017
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: Travelers Casualty and Surety Company of America
Bond Execution Date: 3/6/2012 2
Bond Amount: \$119,709.52 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 02-20-12
Revised:

Contract ID: C202971 Project(s): STATE FUNDED
Letting Date: 03-20-12 Call Order: 027
Bidder: 3692 - Taylor & Murphy Construction Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price Dollars Cts	Bid Amount Dollars Ct
Section 0001 ROADWAY ITEMS				
Alt Group				
0001	0000100000-N MOBILIZATIO N	LUMP	LUMP	120,000.00
0002	0106000000-E BORROW EXCAVATION	1.000 CY	250.00000	250.00
0003	1245000000-E SHOULDER RECONSTRUCTION	0.038 SMI	5,000.00000	190.00
0004	1330000000-E INCIDENTAL MILLING	889.000 SY	13.75000	12,223.75
0005	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	25.000 TON	190.00000	4,750.00
0006	1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C	338.000 TON	190.00000	64,220.00
0007	1575000000-E ASPHALT BINDER FOR PLANT MIX	22.000 TON	940.00000	20,680.00
0008	2542000000-E 1'-6" CONCRETE CURB & GUTTER	200.000 LF	50.00000	10,000.00
0009	3345000000-E REMOVE & RESET EXISTING GUARD-RAIL	100.000 LF	20.00000	2,000.00
0010	4400000000-E WORK ZONE SIGNS (STATIONARY)	76.000 SF	3.95000	300.20
0011	4405000000-E WORK ZONE SIGNS (PORTABLE)	764.000 SF	7.75000	5,921.00

Dept of Transportation

Revised:

Contract ID: C202971

Project(s): STATE FUNDED

Letting Date: 03-20-12 Call Order: 027

Bidder: 3692 - Taylor & Murphy Construction Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	20.000 SF	5.75000		115.00	
0013	4415000000-N FLASHING ARROW BOARD	6.000 EA	750.00000		4,500.00	
0014	4420000000-N PORTABLE CHANGEABLE MESSAGE SIGN	8.000 EA	1,000.00000		8,000.00	
0015	4430000000-N DRUMS	375.000 EA	30.00000		11,250.00	
0016	4445000000-E BARRICADES (TYPE III)	72.000 LF	18.50000		1,332.00	
0017	4450000000-N FLAGGER	896.000 HR	15.00000		13,440.00	
0018	4480000000-N TMA	3.000 EA	1,000.00000		3,000.00	
0019	4510000000-N LAW ENFORCEMENT	320.000 HR	35.00000		11,200.00	
0020	4847000000-E POLYUREA PAVEMENT MARKING LINES (4", *****) (HIGHLY REFLECTIVE ELEMENTS)	6,418.000 LF	2.64000		16,943.52	
0021	4847000000-E POLYUREA PAVEMENT MARKING LINES (4", *****) (STANDARD GLASS BEADS)	2,725.000 LF	2.00000		5,450.00	
0022	4905000000-N SNOWPLOWABLE PAVEMENT MARKERS	56.000 EA	50.00000		2,800.00	

Dept of Transportation

Revised:

Contract ID: C202971

Project(s): STATE FUNDED

Letting Date: 03-20-12 Call Order: 027

Bidder: 3692 - Taylor & Murphy Construction Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0023	8161000000-E GROOVING BRIDGE FLOORS	SF 73,150.000	0.63000		46,084.50	
0024	8660000000-E CONCRETE REPAIRS	CF 84.000	425.00000		35,700.00	
0025	8664000000-E SHOTCRETE REPAIRS	CF 126.000	500.00000		63,000.00	
0026	8692000000-N FOAM JOINT SEALS	LUMP	LUMP		104,000.00	
0027	8860000000-N GENERIC STRUCTURE ITEM PARTIAL REMOVAL OF EXISTING STRUCTURE	LUMP	LUMP		9,000.00	
0028	8860000000-N GENERIC STRUCTURE ITEM TEMP STEEL PLATE COVER FOR EXP JOINT SEAL REPAIR	LUMP	LUMP		13,000.00	
0029	8881000000-E GENERIC STRUCTURE ITEM LATEX MOD CONC OVERLAY	CY 82.900	725.00000		60,102.50	
0030	8881000000-E GENERIC STRUCTURE ITEM LATEX MOD CONC OVERLAY - VERY EARLY STRENGTH	CY 395.500	1,000.00000		395,500.00	
0031	8893000000-E GENERIC STRUCTURE ITEM HYDRO-DEMOLITION OF BRIDGE DECK	SY 8,443.500	73.50000		620,597.25	
0032	8893000000-E GENERIC STRUCTURE ITEM PLACING & FINISHING LATEX MOD CONC OVERLAY	SY 1,715.900	15.00000		25,738.50	

Dept of Transportation

Revised:

Contract ID: C202971

Project(s): STATE FUNDED

Letting Date: 03-20-12 Call Order: 027

Bidder: 3692 - Taylor & Murphy Construction Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0033	8893000000-E GENERIC STRUCTURE ITEM PLACING & FINISHING LATEX MOD CONC OVERLAY - VERY EARLY STRENGTH	6,727.600 SY	64.00000		430,566.40	
0034	8893000000-E GENERIC STRUCTURE ITEM REINFORCED CONCRETE DECK SLAB	100.000 SY	75.00000		7,500.00	
0035	8893000000-E GENERIC STRUCTURE ITEM SCARIFYING BRIDGE DECK	12,039.800 SY	21.00000		252,835.80	
0036	8897000000-N GENERIC STRUCTURE ITEM SPAN JACKING POLK COUNTY BRIDGE #32	3.000 EA	4,000.00000		12,000.00	
	Section 0001 Total				2,394,190.42	
	Bid Total				2,394,190.42	

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.

THIS PROPOSAL CONTAINS THE FOLLOWING ERRORS/WARNINGS (IF ANY)

This Bid contains 0 amendment files

Electronic Bid Submission

By submitting this bid electronically, I hereby acknowledge that all requirements included in the hard copy proposal, addendum, amendments, plans, standard specifications, supplemental specifications and special provisions are part of the bid and contract. Further, I acknowledge that I have read, understand, accept, acknowledge and agree to comply with all statements in this electronic bid.

I Hereby certify that I have the authority to submit this bid.

Signature

Agency

Date

Contract Item Sheets For C202971

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	120,000.00	120,000.00
0002	0106000000-E	230	BORROW EXCAVATION	1 CY	250.00	250.00
0003	1245000000-E	SP	SHOULDER RECONSTRUCTION	0.038 SMI	5,000.00	190.00
0004	1330000000-E	607	INCIDENTAL MILLING	889 SY	13.75	12,223.75
0005	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	25 TON	190.00	4,750.00
0006	1523000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5C	338 TON	190.00	64,220.00
0007	1575000000-E	620	ASPHALT BINDER FOR PLANT MIX	22 TON	940.00	20,680.00
0008	2542000000-E	846	1'-6" CONCRETE CURB & GUTTER	200 LF	50.00	10,000.00
0009	3345000000-E	864	REMOVE & RESET EXISTING GUARD- RAIL	100 LF	20.00	2,000.00
0010	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	76 SF	3.95	300.20
0011	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	764 SF	7.75	5,921.00
0012	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	20 SF	5.75	115.00
0013	4415000000-N	1115	FLASHING ARROW BOARD	6 EA	750.00	4,500.00
0014	4420000000-N	1120	PORTABLE CHANGEABLE MESSAGE SIGN	8 EA	1,000.00	8,000.00
0015	4430000000-N	1130	DRUMS	375 EA	30.00	11,250.00
0016	4445000000-E	1145	BARRICADES (TYPE III)	72 LF	18.50	1,332.00
0017	4450000000-N	1150	FLAGGER	896 HR	15.00	13,440.00
0018	4480000000-N	1165	TMA	3 EA	1,000.00	3,000.00
0019	4510000000-N	SP	LAW ENFORCEMENT	320 HR	35.00	11,200.00

Contract Item Sheets For C202971

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0020	4847000000-E	1205	POLYUREA PAVEMENT MARKING LINES (4", *****) (HIGHLY REFLECTIVE ELEMENTS)	6,418 LF	2.64	16,943.52
0021	4847000000-E	1205	POLYUREA PAVEMENT MARKING LINES (4", *****) (STANDARD GLASS BEADS)	2,725 LF	2.00	5,450.00
0022	4905000000-N	1253	SNOWPLOWABLE PAVEMENT MARKERS	56 EA	50.00	2,800.00
0023	8161000000-E	420	GROOVING BRIDGE FLOORS	73,150 SF	0.63	46,084.50
0024	8660000000-E	SP	CONCRETE REPAIRS	84 CF	425.00	35,700.00
0025	8664000000-E	SP	SHOTCRETE REPAIRS	126 CF	500.00	63,000.00
0026	8692000000-N	SP	FOAM JOINT SEALS	Lump Sum LS	104,000.00	104,000.00
0027	8860000000-N	SP	GENERIC STRUCTURE ITEM PARTIAL REMOVAL OF EXISTING STRUCTURE	Lump Sum LS	9,000.00	9,000.00
0028	8860000000-N	SP	GENERIC STRUCTURE ITEM TEMP STEEL PLATE COVER FOR EXP JOINT SEAL REPAIR	Lump Sum LS	13,000.00	13,000.00
0029	8881000000-E	SP	GENERIC STRUCTURE ITEM LATEX MOD CONC OVERLAY	82.9 CY	725.00	60,102.50
0030	8881000000-E	SP	GENERIC STRUCTURE ITEM LATEX MOD CONC OVERLAY - VERY EARLY STRENGTH	395.5 CY	1,000.00	395,500.00
0031	8893000000-E	SP	GENERIC STRUCTURE ITEM HYDRO-DEMOLITION OF BRIDGE DECK	8,443.5 SY	73.50	620,597.25
0032	8893000000-E	SP	GENERIC STRUCTURE ITEM PLACING & FINISHING LATEX MOD CONC OVERLAY	1,715.9 SY	15.00	25,738.50
0033	8893000000-E	SP	GENERIC STRUCTURE ITEM PLACING & FINISHING LATEX MOD CONC OVERLAY - VERY EARLY STRENGTH	6,727.6 SY	64.00	430,566.40
0034	8893000000-E	SP	GENERIC STRUCTURE ITEM REINFORCED CONCRETE DECK SLAB	100 SY	75.00	7,500.00
0035	8893000000-E	SP	GENERIC STRUCTURE ITEM SCARIFYING BRIDGE DECK	12,039.8 SY	21.00	252,835.80

Contract Item Sheets For C202971

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0036	8897000000-N	SP	GENERIC STRUCTURE ITEM SPAN JACKING POLK COUNTY BRIDGE #32	3 EA	4,000.00	12,000.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$2,394,190.42

0942/Mar30/Q116186.238/D195170100000/E36



Contract No. C202971
County POLK, HENDERSON

**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

TAYLOR & MURPHY CONSTRUCTION Co., INC.
Full name of Corporation

P.O. BOX 6215, ASHEVILLE, NC 28816
Address as Prequalified

Attest William M. Newman
Secretary/Assistant Secretary
Select appropriate title

By [Signature]
President/Vice President/Assistant Vice President
Select appropriate title

William M. Newman
Print or type Signer's name

Michael F. Long
Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

Subscribed and sworn to before me this the

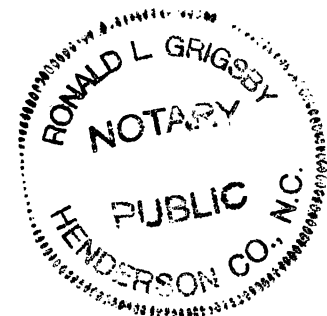
2 day of APRIL 2012

Ronald L. Grigsby
Signature of Notary Public
RONALD L. GRIGSBY
of HENDERSON County

State of NORTH CAROLINA

My Commission Expires: JAN. 26, 2016

NOTARY SEAL



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.

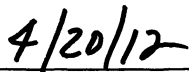
Contract No. C202971

County (ies): Henderson, Polk

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

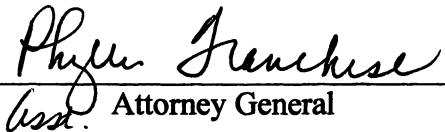


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Asst. Attorney General

Bond No. 105749062

Contract No. C202971
County Polk , Henderson

Rev 5-17-11

CONTRACT PAYMENT BOND

Date of Payment Bond Execution April 2, 2012
Name of Principal Contractor Taylor & Murphy Construction Co., 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: (\$2,394,190.42) Two Million Three Hundred Ninety Four Thousand One Hundred Ninety Dollars and 42/100
Contract ID No.: C202971
County Name: Polk , Henderson

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. C202971
County Polk, Henderson

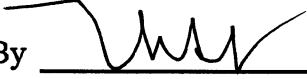
Rev 5-17-11

**CONTRACT PAYMENT BOND
CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

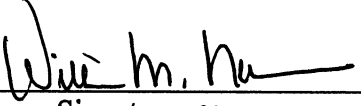
Taylor & Murphy Construction Co., Inc.
Full name of Corporation

P.O. Box 6215, Asheville, NC 28816
Address as prequalified

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

Michael F. Long
Print or type Signer's name

Affix Corporate Seal

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

William M. Newman
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

Surety Bond No. 105749062

Principal: Taylor & Murphy Construction Co., Inc.

OR

Project Description: Polk Henderson Co. #C202971 - Bridges
#33, 98, 99, 228, 230, 233 & 234 on I-26 &
#129 on NC-191 #183 on USs-64 & 32 on

Obligee: North Carolina Department of Transportation

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 Donna K. Ashley of the City of Charlotte, State of NC, 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 25th day of April, 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 25th day of April, 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

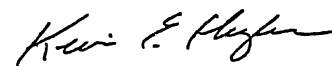
FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing 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 2nd day of April, 2012.



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. 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. C202971
County Polk, Henderson

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: April 2, 2012
Name of Principal Contractor: Taylor & Murphy Construction Co., 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: (\$2,394,190.42) Two Million Three Hundred Ninety Four Thousand One Hundred Ninety Dollars and 42/100
Contract ID No.: C202971
County Name: Polk, Henderson

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. C202971
County Polk, Henderson


Rev 5-17-11

CONTRACT PERFORMANCE BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

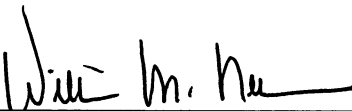
Taylor & Murphy Construction Co., Inc.
Full name of Corporation

P.O. Box 6215, Asheville, NC 28816
Address as prequalified

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

Michael F. Long
Print or type Signer's name

Affix Corporate Seal

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

William M. Newman
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

Surety Bond No. 105749062

Principal: Taylor & Murphy Construction Co., Inc.

OR

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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

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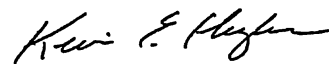
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