

**SECTION C**  
**LOUISIANA UNIFORM PUBLIC WORK BID FORM**

TO: Lake Providence Port Commission  
409 Port Road  
Lake Providence, LA 71254  
*(Owner to provide name and address of owner)*

BID FOR: S.P. No. 578-18-0017/H.003581 (323)  
Succinic Acid Plant Supporting  
Utilities  
*(Owner to provide name of project and other identifying information)*

The undersigned bidder hereby declares and represents that she/he; a) has carefully examined and understands the Bidding Documents, b) has not received, relied on, or based his bid on any verbal instructions contrary to the Bidding Documents or any addenda, c) has personally inspected and is familiar with the project site, and hereby proposes to provide all labor, materials, tools, appliances and facilities as required to perform, in a workmanlike manner, all work and services for the construction and completion of the referenced project, all in strict accordance with the Bidding Documents prepared by: Shaw Environmental and Infrastructure, Inc. and dated: February 17, 2012  
*(Owner to provide name of entity preparing bidding documents.)*

Bidders must acknowledge all addenda. The Bidder acknowledges receipt of the following **ADDENDA**: (Enter the number the Designer has assigned to each of the addenda that the Bidder is acknowledging) Addendum 1 - March 14, 2012.

**TOTAL BASE BID:** For all work required by the Bidding Documents (including any and all unit prices designated "Base Bid" \* but not alternates) the sum of:

One million, three hundred sixty one thousand, seven hundred Dollars (\$ 1,361,755.05)  
fifty five dollars and five cents.

**ALTERNATES:** For any and all work required by the Bidding Documents for Alternates including any and all unit prices designated as alternates in the unit price description.

**Alternate No. 1** *(Owner to provide description of alternate and state whether add or deduct)* for the lump sum of:

Not Applicable (N/A) Dollars (\$ \_\_\_\_\_)

**Alternate No. 2** *(Owner to provide description of alternate and state whether add or deduct)* for the lump sum of:

Not Applicable (N/A) Dollars (\$ \_\_\_\_\_)

**Alternate No. 3** *(Owner to provide description of alternate and state whether add or deduct)* for the lump sum of:

Not Applicable (N/A) Dollars (\$ \_\_\_\_\_)

**NAME OF BIDDER:** Beard Construction Group, LLC

**ADDRESS OF BIDDER:** 3970 Rosedale Road, Port Allen, LA 70767  
P.O. Box 646, Port Allen, LA 70767

**LOUISIANA CONTRACTOR'S LICENSE NUMBER:** 42466

**NAME OF AUTHORIZED SIGNATORY OF BIDDER:** Keith B. Coleman

**TITLE OF AUTHORIZED SIGNATORY OF BIDDER:** Executive Vice President

**SIGNATURE OF AUTHORIZED SIGNATORY OF BIDDER \*\*:** 

**DATE:** March 20, 2012

\* The Unit Price Form shall be used if the contract includes unit prices. Otherwise it is not required and need not be included with the form. The number of unit prices that may be included is not limited and additional sheets may be included if needed.

\*\* If someone other than a corporate officer signs for the Bidder/Contractor, a copy of a corporate resolution or other signature authorization shall be required for submission of bid. Failure to include a copy of the appropriate signature authorization, if required, may result in the rejection of the bid unless bidder has complied with La. R.S. 38:2212(A)(1)(c) or RS 38:2212(O) .

**BID SECURITY** in the form of a bid bond, certified check or cashier's check as prescribed by LA RS 38:2218.A is attached to and made a part of this bid.

# LOUISIANA UNIFORM PUBLIC WORK BID FORM UNIT PRICE FORM

TO: Lake Providence Port Commission  
409 Port Road  
Lake Providence, LA 71254

BID FOR S.P. No. 578-18-0017/H.003581 (323)  
Succinic Acid Plant Supporting Infrastructure  
Utilities

(Owner to provide name and address of owner)

(Owner to provide name of project and other identifying information)

UNIT PRICES: This form shall be used for any and all work required by the Bidding Documents and described as unit prices. Amounts shall be stated in figures and only in figures.

### Base Bid

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
Clearing and Grubbing					
REF. NO.		1	Lump Sum	\$30,000.00	\$30,000.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
Removal of Structures and Obstructions					
REF. NO.		1	Lump Sum	\$18,000.00	\$18,000.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
Removal of Timber Piles					
REF. NO.		465	Linear Foot	\$11.50	\$5,347.50

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
Excavation and Embankment					
REF. NO.		1	Lump Sum	\$63,635.00	\$63,635.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
Temporary Silt Fencing					
REF. NO.		15,000	Linear Foot	\$1.60	\$24,000.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt. #	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
701-07-00200		245	Linear Foot	\$5.25	\$1,286.25

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt. #	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
727-01-00100		1	Lump Sum	\$116,000.00	\$116,000.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt. #	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
728-01-00400		50	Linear Foot	\$105.00	\$5,250.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt. #	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
728-01-00500		30	Linear Foot	\$175.00	\$5,250.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt. #	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
739-01-00100		0.50	Acres	\$2,625.00	\$1,312.50

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt. #	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
805-02-00100		371	Cubic Yard	\$420.00	\$155,820.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt. #	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
806-01-00100		81,151	Pound	\$0.80	\$64,920.80

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Steel (AASHTO M 270, Grade 36)		
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
807-01-00100	972	Pound	\$29.00	\$28,188.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Sanitary Sewer Lift Station		
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
S-001	1	Each	\$41,000.00	\$41,000.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Sanitary Sewer Force Main (4"PPVC)		
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
S-002A	3,049	Linear Foot	\$18.00	\$54,882.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Sanitary Sewer Force Main 11.25 Degree Bend (4"PPVC)		
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
S-002B	3	Each	\$325.00	\$975.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Sanitary Sewer Force Main 22.5 Degree Bend (4"PPVC)		
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
S-002C	9	Each	\$262.00	\$2,358.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Sanitary Sewer Force Main 45 Degree Bend (4"PPVC)		
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
S-002D	1	Each	\$490.00	\$490.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Sanitary Sewer Force Main 90 Degree Bend (4"PPVC)		
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
S-002E	1	Each	\$505.00	\$505.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Sanitary Sewer Force Main Line Valves (4") (Plug)		
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
S-002F	2	Each	\$1,040.00	\$2,080.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Tapping Sleeve and Valve Assembly (6"x4")		
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
S-002G	1	Each	\$1,430.00	\$1,430.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Air Release Valve and Vault		
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
S-002H	2	Each	\$3,620.00	\$7,240.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Concrete Thrust Blocking		
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
S-002I	25	Cubic Yard	\$210.00	\$5,250.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Outfall Sewer Force Main (12" PVC)		
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
S-003A	9,238	Linear Foot	\$46.00	\$424,948.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Outfall Sewer Force Main 11.25 Degree Bend (12" PVC)		
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
S-003B	9	Each	\$1,070.00	\$9,630.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Outfall Sewer Force Main 22.5 Degree Bend (12" PVC)		
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
S-003C	1	Each	\$1,340.00	\$1,340.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Outfall Sewer Force Main 45 Degree Bend (12" PVC)	
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE
S-003D	1	Each	\$1,742.00
			UNIT PRICE EXTENSION (Quantity X Unit Price)
			\$1,742.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Outfall Sewer Force Main 90 Degree Bend (12" PVC)	
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE
S-003E	3	Each	\$1,365.00
			UNIT PRICE EXTENSION (Quantity X Unit Price)
			\$4,095.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Outfall Sewer Force Main Line Valves (12") (Plug)	
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE
S-003F	2	Each	\$2,450.00
			UNIT PRICE EXTENSION (Quantity X Unit Price)
			\$4,900.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Air Release Valve and Vault	
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE
S-003G	2	Each	\$6,135.00
			UNIT PRICE EXTENSION (Quantity X Unit Price)
			\$12,270.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Outfall Check Valve	
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE
S-003H	1	Each	\$2,190.00
			UNIT PRICE EXTENSION (Quantity X Unit Price)
			\$2,190.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Concrete Thrust Blocking	
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE
S-003I	25	Cubic Yard	\$230.00
			UNIT PRICE EXTENSION (Quantity X Unit Price)
			\$5,750.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	Ammonium Sulfate Pipeline	
REF. NO.	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE
S-004A	1,005	Linear Foot	\$60.00
			UNIT PRICE EXTENSION (Quantity X Unit Price)
			\$60,300.00

DESCRIPTION:		<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# _____		45 Degree Bends	
REF. NO.	QUANTITY	UNIT OF MEASURE	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)	
S-004B	2	Each	\$580.00	\$1,160.00	

DESCRIPTION:		<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# _____		90 Degree Bends	
REF. NO.	QUANTITY	UNIT OF MEASURE	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)	
S-004C	11	Each	\$600.00	\$6,600.00	

DESCRIPTION:		<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# _____		Gate Valve	
REF. NO.	QUANTITY	UNIT OF MEASURE	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)	
S-004D	1	Each	\$1,200.00	\$1,200.00	

DESCRIPTION:		<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# _____		Roadway Trench	
REF. NO.	QUANTITY	UNIT OF MEASURE	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)	
S-004E	150	Linear Foot	\$300.00	\$45,000.00	

DESCRIPTION:		<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# _____		Connection to Existing Tank	
REF. NO.	QUANTITY	UNIT OF MEASURE	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)	
S-004F	1	Lump Sum	\$10,500.00	\$10,500.00	

DESCRIPTION:		<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# _____		Electrical Service	
REF. NO.	QUANTITY	UNIT OF MEASURE	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)	
S-006	1	Each	\$10,500.00	\$10,500.00	

DESCRIPTION:		<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.# _____		Boiler/Air Compressor Foundation Sump	
REF. NO.	QUANTITY	UNIT OF MEASURE	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)	
S-007	1	Each	\$13,000.00	\$13,000.00	

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
S-008A		4	Each	\$20.00	\$80.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
S-008B		5	Each	\$20.00	\$100.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
S-009A		1,864	Linear Foot	\$25.00	\$46,600.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
S-009B		2	Each	\$10,315.00	\$20,630.00

DESCRIPTION:	<input checked="" type="checkbox"/> Base Bid or <input type="checkbox"/> Alt.#	QUANTITY:	UNIT OF MEASURE:	UNIT PRICE	UNIT PRICE EXTENSION (Quantity X Unit Price)
S-009C		8	Each	\$5,500.00	\$44,000.00

Wording for "Description" is to be provided by the OWNER.  
 All quantities are estimated. The contractor will be paid based upon actual quantities as verified by the Owner.

**BID BOND**

LAKE PROVIDENCE PORT COMMISSION

Date: March 20, 2012

KNOW ALL MEN BY THESE PRESENTS:

That BEARD CONSTRUCTION GROUP, LLC of, P.O. Box 646, Port Allen, LA 70767-0646, as Principal, and, FIDELITY AND DEPOSIT COMPANY OF MARYLAND, as Surety, are held and firmly bound unto the Lake Providence Port Commission (Obligee), in the full and just sum of five (5%) percent of the total amount of this bid, including all alternates, lawful money of the United States, for payment of which sum, well and truly be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally firmly by these presents.

Surety represents that it is listed on the current U. S. Department of the Treasury Financial Management Service list of approved bonding companies as approved for an amount equal to or greater than the amount for which it obligates itself in this instrument or that it is a Louisiana domiciled insurance company with at least an A - rating in the latest printing of the A. M. Best's Key Rating Guide. If surety qualifies by virtue of its Best's listing, the Bond amount may not exceed ten percent of policyholders' surplus as shown in the latest A. M. Best's Key Rating Guide.

Surety further represents that it is licensed to do business in the State of Louisiana and that this Bond is signed by surety's agent or attorney-in-fact. This Bid Bond is accompanied by appropriate power of attorney.

THE CONDITION OF THIS OBLIGATION IS SUCH that, whereas said Principal is herewith submitting its proposal to the Obligee on a Contract for:

State Project No. 578-18-0017/H.003581 (323). Succinic Acid Plant Infrastructure. Utilities

NOW, THEREFORE, if the said Contract be awarded to the Principal and the Principal shall, within such time as may be specified, enter into the Contract in writing and give a good and sufficient bond to secure the performance of the terms and conditions of the Contract with surety acceptable to the Obligee, then this obligation shall be void; otherwise this obligation shall become due and payable.

BEARD CONSTRUCTION GROUP, LLC  
PRINCIPAL (BIDDER)

FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
SURETY

BY: *James A. Beard*  
AUTHORIZED OFFICER-OWNER-PARTNER

BY: *Bert Guiberteau, Jr.*  
AGENT OR ATTORNEY-IN-FACT (SEAL)  
Bert Guiberteau, Jr., Attorney-In-Fact

Countersigned:  
Louisiana Resident Agent:  
By: *Bert Guiberteau, Jr.*  
Bert Guiberteau, Jr., Baton Rouge, LA

**Power of Attorney**  
**FIDELITY AND DEPOSIT COMPANY OF MARYLAND**  
**COLONIAL AMERICAN CASUALTY AND SURETY COMPANY**

KNOW ALL MEN BY THESE PRESENTS: That the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, corporations of the State of Maryland, by PAUL C. ROGERS, Vice President, and T. E. SMITH, Assistant Secretary, in pursuance of authority granted by Article VI, Section 2, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, does hereby nominate, constitute and appoint Bert GUILBERTEAU, JR. and Eileen HEBERT, both of Baton Rouge, Louisiana, EACH his true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: any and all bonds and undertakings, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Baltimore, Md., in their own proper persons. This power of attorney revokes that issued on behalf of Robert L. Larowe, Bert Guiberteau, Jr., dated May 22, 1997.

The said Assistant Secretary does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article VI, Section 2, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President and Assistant Secretary have hereunto subscribed their names and affixed the Corporate Seals of the said FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, this 8th day of April, A.D. 2003.

ATTEST:

**FIDELITY AND DEPOSIT COMPANY OF MARYLAND**  
**COLONIAL AMERICAN CASUALTY AND SURETY COMPANY**



*T. E. Smith*

T. E. Smith Assistant Secretary

*Paul C. Rogers*

By: Paul C. Rogers Vice President

State of Maryland }  
City of Baltimore } ss:

On this 8th day of April, A.D. 2003, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came PAUL C. ROGERS, Vice President, and T. E. SMITH, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledged the execution of the same, and being by me duly sworn, severally and each for himself deposed and saith, that they are the said officers of the Companies aforesaid, and that the seals affixed to the preceding instrument is the Corporate Seals of said Companies, and that the said Corporate Seals and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.



*Sandra Lynn Mooney*

Sandra Lynn Mooney Notary Public  
My Commission Expires: January 1, 2004

**EXTRACT FROM BY-LAWS OF FIDELITY AND DEPOSIT COMPANY OF MARYLAND**

"Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertaking, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages,...and to affix the seal of the Company thereto."

**EXTRACT FROM BY-LAWS OF COLONIAL AMERICAN CASUALTY AND SURETY COMPANY**

"Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertaking, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages,...and to affix the seal of the Company thereto."

**CERTIFICATE**

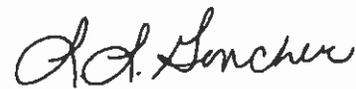
I, the undersigned, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that the Vice-President who executed the said Power of Attorney was one of the additional Vice-Presidents specially authorized by the Board of Directors to appoint any Attorney-in-Fact as provided in Article VI, Section 2, of the respective By-Laws of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, and the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990 and of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, 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 seals of the said Companies,

this 20th day of March, 2012.

  
Assistant Secretary