

## PROPOSAL

TO THE VILLAGE OF ASHVILLE, OHIO FOR construction of:

### **GRIGGS STREET RAILROAD CROSSING RELOCATION PROJECTS** **OPWC PROJECT CT81P/CT82P**

and doing such other work incidental thereto, all in accordance with the Contract Drawings, the appurtenant reference drawings and specifications provided therefore.

The signer of this Proposal, as bidder, understands that the work for which this Proposal is submitted is based on the prevailing wage rates herein, which prevailing wage rates, if the Contract is awarded to the said bidder and entered into by the Village of Ashville, Ohio, and the said bidder, will be paid to the various classes of labor employed upon the work.

EVERY BIDDER MUST TAKE NOTICE OF THE FACT THAT EVEN THOUGH ITS PROPOSAL MAY BE ACCEPTED AND THE DOCUMENTS SIGNED BY THE BIDDER TO WHOM AN AWARD IS MADE AND BY THE VILLAGE ADMINISTRATOR ON BEHALF OF THE VILLAGE, THAT NO SUCH AWARD OR SIGNING BY THE VILLAGE ADMINISTRATOR ON BEHALF OF THE VILLAGE, SHALL BE CONSIDERED A BINDING CONTRACT WITHOUT APPROVAL OF LEGISLATION BY VILLAGE COUNCIL AUTHORIZING SUCH CONTRACT AND/OR EXPENDITURES, THE PROPER CERTIFICATE BY THE VILLAGE AUDITOR THAT FUNDS ARE AVAILABLE TO COVER THE COST OF THE WORK TO BE DONE, NOR WITHOUT THE APPROVAL OF THE VILLAGE ATTORNEY AS TO THE FORM AND LEGALITY OF THE CONTRACT AND ALL THE PERTINENT DOCUMENTS RELATING THERETO HAVING BEEN APPROVED BY SAID VILLAGE ATTORNEY. AND SUCH BIDDER IS HEREBY CHARGED WITH THIS NOTICE.

The signer of the Proposal, as bidder, also declares that the only person, persons, company or parties interested in this Proposal are named in this Proposal, that the bidder has carefully examined the Advertisement, Contract, Specifications, Supplemental Specifications, Special Provisions, Contract Bond, and Contract Drawings that the bidder's representative has made such investigation as is necessary to determine the character and extent of the work and it proposes and agrees that if this Proposal be accepted the bidder will contract with the Village of Ashville, Ohio, in the form of contract hereto annexed, to provide the necessary labor, materials, machinery, tools, and apparatus, to do all the work required to complete the Contract within the time mentioned in the Special Provisions and according to the requirements of the Village as herein and hereafter set forth, and furnish the required surety bonds for the following prices, to wit:

If the foregoing proposal shall be accepted by the Village of Ashville, Ohio, and the undersigned shall fail to execute a satisfactory contract as stated in the Advertisement hereto attached, then the Village may, at its own option, determine that the undersigned has abandoned the Contract, and thereupon this Proposal shall be null and void, and the certified check or bond accompanying this Proposal shall be forfeited to and become the property of the Village, and the full amount of said check shall be retained by the Village, or if the proposal bond be given, the full amount of such bond shall be paid to the Village as stipulated or liquidated damages, otherwise the bond or certified check accompanying this Proposal, or the amount of said check, shall be returned to the undersigned as specified herein.

Indicate Form of Proposal Guaranty

Attached hereto is a certified check made out to The Ashville Village Treasurer on \_\_\_\_\_ Bank, for the sum of \_\_\_\_\_ (\$ \_\_\_\_\_) Dollars, according to the terms of the Advertisement.

Attached hereto is a bond on \_\_\_\_\_ Colonial Surety Company \_\_\_\_\_ as surety, for the sum of Five Hundred Ninety Four Thousand Four Hundred Fifty Nine Dollars and Seventeen Cent (\$ 594,459.17) according to the terms of the Advertisement.

The full names and residential addresses of all persons and parties interested in the foregoing bid are as follows: (If corporation, give the name and full addresses of the President and Secretary; if firm or partnership, list not only the names and addresses of the partners, but also the name and address of any person with whom bidder has any type of agreement whereby such person's improvement, enrichment, employment or possible benefit whether subcontractor, material supplier, agent, or employee is contingent upon the award of the contract to the bidder).

NAME	ADDRESS
Kevin R. Steward	6694 Brooksmiller Road Circleville, Ohio 43113
Cary Purcell	19334 Hopewell Rd Mt Vernon, OH 43050

**OPWC Project No. CT81P/CT82P - PIC Griggs Street Railroad Crossing Relocation Projects, Ashville, Ohio  
Proposal Unit Price Bid**

REF. NO.	ITEM NO.	DESCRIPTION	ESTIMATED QUANTITIES	UNIT	UNIT PRICE IN FIGURES				EXTENSION		
					MATERIAL		LABOR			TOTAL SUM OF MATERIAL AND LABOR	TOTAL IN FIGURES
					\$	".00"	\$	".00"			
20	448	1-3/4" ASPHALT CONCRETE INTERMEDIATE COURSE, TYPE 2	173	CY	156.00		9.00	165.00	28,545.00		
21	452	6" NON-REINFORCED CONCRETE PAVEMENT	106	SY	59.00		30.00	89.00	9,434.00		
22	604	WATER VALVE ADJUSTED TO GRADE	8	EA	50.00		20.00	70.00	560.00		
23	604	MANHOLE ADJUSTED TO GRADE	10	EA	300.00		100.00	400.00	4,000.00		
24	604	CATCH BASIN ADJUSTED TO GRADE	1	EA	200.00		100.00	300.00	300.00		
25	604	PRECAST REINFORCED CONC. ENDWALL, TYPE AA-S169	2	EA	700.00		400.00	1,100.00	2,200.00		
26	604	12" INLINE DRAIN	2	EA	450.00		200.00	650.00	1,300.00		
27	604	MANHOLE, TYPE C, TYPE AA-S102 (COC)	5	EA	1510.00		700.00	2,210.00	11,050.00		
28	604	CURB & GUTTER INLET, TYPE AA-S125 (COC)	10	EA	1400.00		1000.00	2,400.00	24,000.00		
29	604	CATCH BASIN, TYPE AA-S133 (COC)	1		1400.00		700.00	2,100.00	2,100.00		
30	604	10" STORM SEWER PIPE W/TYPE 1 BEDDING W/ITEM 911	103	LF	19.00		67.00	86.00	8,858.00		
31	604	10" STORM SEWER PIPE W/TYPE 1 BEDDING W/ITEM 912	5	LF	19.00		67.00	86.00	430.00		
32	604	12" STORM SEWER PIPE W/TYPE 1 BEDDING W/ITEM 912	807	LF	21.00		62.00	83.00	66,981.00		
33	608	CURB RAMPS	12	EA	400.00		200.00	600.00	7,200.00		
34	608	7" HOT THICK MIX ASPHALT WALK	228	SF	10.00		10.00	20.00	4,560.00		
35	608	4" CONCRETE WALK	4430	SF	6.00		2.00	8.00	35,440.00		
36	609	COMBINATION CURB & GUTTER	1487	LF	19.00		16.00	35.00	52,045.00		
37	610	CELLULAR RETAINING WALL	147	SF	48.00		68.00	116.00	17,052.00		
38	614	MAINTAINING TRAFFIC, AS PER PLAN	1	LS	5000.00		10000.00	15,000.00	15,000.00		

**OPWC Project No. CT81P/CT82P - PIC Griggs Street Railroad Crossing Relocation Projects, Ashville, Ohio  
Proposal Unit Price Bid**

REF. NO.	ITEM NO.	DESCRIPTION	ESTIMATED QUANTITIES	UNIT	UNIT PRICE IN FIGURES						EXTENSION	
					MATERIAL		LABOR		TOTAL SUM OF MATERIAL AND LABOR		TOTAL IN FIGURES	TOTAL
					\$	".00"	\$	".00"	\$	".00"		
39	623	CONSTRUCTION LAYOUT STAKES	1	LS	0 00		7500 00		7,500 00		7,500 00	
40	624	MOBILIZATION	1	LS	0 00		12200 00		12,200 00		12,200 00	
41	630	SIGN, FLAT SHEET	50	SF	10 00		5 00		15 00		750 00	
42	630	GROUND MOUNTED SUPPORT, NO. 3 POST	104	LF	20 00		15 00		35 00		3,640 00	
43	644	CROSS WALK LINE, 10" WHITE	393	LF	3 00		2 00		5 00		1,965 00	
44	644	STOP LINE, 20" WHITE	122	LF	8 00		4 00		12 00		1,464 00	
45	659	SEEDING & MULCHING	1339	SY	1 00		1 00		2 00		2,678 00	
46	659	TOPSOIL	149	CY	15 00		15 00		30 00		4,470 00	
47	659	INTERSEEDING	67	SY	2 00		2 00		4 00		268 00	
48	659	MOWING	3.1	MSF	0 00		500 00		500 00		1,550 00	
49	659	AGRICULTURAL LIMING	0.56	TON	500 00		500 00		1,000 00		560 00	
50	659	COMMERCIAL FERTILIZER	0.18	TON	500 00		500 00		1,000 00		180 00	
51	659	WATER	7.42	M GAL	0 00		1 00		1 00		7 42	
52	809	RELOCATE EXISTING FIRE HYDRANT	2	EA	1000 00		2500 00		3,500 00		7,000 00	
53	832	EROSION CONTROL	20000	EA	1 00		0 00		1 00		20,000 00	

**OPWC Project No. CT81P/CT82P - PIC Griggs Street Railroad Crossing Relocation Projects, Ashville, Ohio  
Proposal Unit Price Bid**

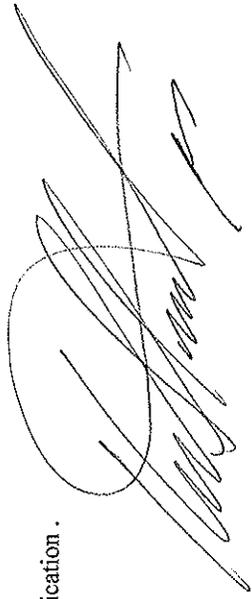
REF. NO.	ITEM NO.	DESCRIPTION	ESTIMATED QUANTITIES	UNIT	UNIT PRICE IN FIGURES					EXTENSION			
					MATERIAL		LABOR		TOTAL SUM OF MATERIAL AND LABOR		TOTAL IN FIGURES		
					\$	"00"	\$	"00"				\$	"00"
54	SPEC	PROJECT SIGN	2	EA	800	00	200	00	1,000	00	2,000	00	
55	SPEC	TEMPORARY BARRICADE (AS PER STD. DWG. 2190)	1	EA	500	00	100	00	600	00	600	00	
56	SPEC	MAILBOX REMOVED AND RESET	1	EA	0	00	300	00	300	00	300	00	
58	603	4" CONDUIT, TYPE F	20	FT	5	00	10	00	15	00	300	00	
59	603	6" CONDUIT, TYPE F	40	FT	6	00	10	00	16	00	640	00	
60	603	8" CONDUIT, TYPE F	20	FT	8	00	10	00	18	00	360	00	
61	603	12" CONDUIT, TYPE F	20	FT	15	00	20	00	35	00	700	00	
62	604	PRECAST REINFORCED CONCRETE OUTLET	2	EA	700	00	300	00	1,000	00	2,000	00	
63	605	8" UNCLASSIFIED PIPE UNDERDRAINS	20	FT	18	00	60	00	78	00	1,560	00	
					ITEMS: 1-63					Sub-Total	\$	541,994	42
64	Spec.	Force Account (.15 x Sum of Items 1 through 34)						Sub-Total	\$	52,464	75		
					<b>TOTAL</b>					<b>\$</b>	<b>594,459</b>	<b>17</b>	

The Bidder's Total is for information only at the time of opening bids. The Village will make the extension and if there are differences in the totals, the Unit of Lump Sum Prices shall govern.

The Bidder shall insert its Contract Compliance Certification Number on the following line or attach a completed application.

Contract Compliance No: 311345111

Federal I.D. No. 311345111



**RECEIPT OF ADDENDA ACKNOWLEDGEMENT**

The undersigned hereby acknowledges receipt and acceptance of the following Addenda and further acknowledges that the provisions of each addendum have been included in the preparation of this bid:

ADDENDUM NO.	DATE	ADDENDUM NO.	DATE
NONE			

**PROPOSAL SIGNATURE**

THIS PERSON SIGNING SHALL, IN THEIR OWN HANDWRITING, SIGN THE PRINCIPAL'S NAME, THEIR OWN NAME AND THEIR TITLE. THE PERSON SIGNING FOR A CORPORATION MUST, BY AFFIDAVIT, SHOW THEIR AUTHORITY TO BIND THE CORPORATION.

Darby Creek Excavating, Inc  
\_\_\_\_\_  
Firm  
By  Title President  
Kevin R. Steward  
Business Address of Bidder 6790 Brooksmiller Rd, Circleville, Ohio 43113  
\_\_\_\_\_  
Telephone 740-477-8600  
\_\_\_\_\_

Dated at Circleville, Ohio this 17th day of September, 2014.

## QUALIFICATIONS AND RESOURCES OF BIDDER

At the time of bid, the bidder is required to provide detailed information on the forms herein, or on sheets attached to this page, evidence of the Bidder's responsibility, experience, skill and financial standing to complete this contract in the time allotted in the Special Provisions. This information will be used by the Village to determine if the proposal is the lowest responsible and responsive bid.

If necessary, the Village may make other such investigations to determine the ability of the bidder to perform the work. The bidder shall furnish to the Village or its representative, in a timely manner all such information and data for this purpose as the Village or its representative may request.

1. List similar projects completed in the last 5 years including Owner's name, Project Name and Location, original completion date, final completion date, original contract amount, final contract amount and Owners contact person and telephone number.

A.

Owner City of Circleville  
104 E Franklin Street  
Circleville, Ohio 43113

Contact Person and Telephone No.  
John Ankrom 740-474-8224

Project Clark Drive/Brookhill Lane

Original Contract Amount  
\$325,196.00

Original Completion Date  
8/2012

Final Contract Amount  
\$325,196.00

Final Completion Date  
8/2012

B.

Owner Pickaway County Commissioners  
139 W Franklin St  
Circleville, Ohio 43113

Contact Person and Telephone No.  
Anthony Neff 740-474-3360

Project Progress Parkway

Original Contract Amount  
\$1,325,548.00

Original Completion Date  
7/2013

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Final Contract Amount  
\$1,325,548.00

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Final Completion Date  
7/2013

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C.

Owner City of Columbus  
1800 E 17th Ave  
Columbus, Ohio 43219

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Contact Person and Telephone No.  
Philip Schmidt 614-645-3175

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Project German Village Waterline

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Original Contract Amount  
\$820,641.00

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Original Completion Date  
1/2012

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Final Contract Amount  
\$820,641.00

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Final Completion Date  
1/2012

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D.

Owner The Ohio State University  
4200 Surface Rd  
Columbus, Ohio 43228

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Contact Person and Telephone No.  
Chris Henderson 614-247-0023

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Project Fawcett Center

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Original Contract Amount  
\$842,688.00

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Original Completion Date  
11/2010

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Final Contract Amount  
\$842,688.00

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Final Completion Date  
11/2010

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2. List all current uncompleted private and public work including the same appropriate information asked for in No 1.

A.

Owner City of Columbus  
1800 E 17th Ave  
Columbus, Ohio 43219

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Contact Person and Telephone No.  
Dan Gray 614-645-3175

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Project Johnstown Road

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Original Contract Amount  
\$2,296,930.00

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Original Completion Date  
11/2014

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**B.**

**Owner** Village of Mount Sterling  
1 South London Street  
Mt. Sterling, Ohio 43143

**Contact Person and Telephone No.**  
Randy Stoll 614-818-4900

**Project** High Street Improvements

**Original Contract Amount**  
\$204,500.00

**Original Completion Date**  
10/2014

**C.**

**Owner** Gioffre Companies  
6262 Eiterman Road  
Dublin, Ohio 43016

**Contact Person and Telephone No.**  
Del Smith 614-764-0032

**Project** Gurnsey Crossing

**Original Contract Amount**  
\$1,122,000.00

**Original Completion Date**  
12/2015

**D.**

**Owner** Millstone Inc  
4763 B State Road 75  
North Salem, IN 46165

**Contact Person and Telephone No.**  
Bob Stirling 317-339-1054

**Project** Value Place Hotel

**Original Contract Amount**  
\$424,500.00

**Original Completion Date**  
10/2014

3. Identify your manpower and equipment owned and rented that are available to perform this work \_\_\_\_\_

See attached equipment list

2 Superintendents

9 Foreman

25 Labors

4. Have you ever been assessed liquidated damages in the last 5 years?

Yes \_\_\_\_\_ No  \_\_\_\_\_

If yes give details \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

5. Have you ever been debarred from bidding by any local, State or Federal agency?

Yes \_\_\_\_\_ No  \_\_\_\_\_

If yes provide details \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

6. Who will be the Project Engineer, Project Manager and/or Project Superintendent for this Project? Cory Steward

\_\_\_\_\_  
\_\_\_\_\_

## PROPOSED SUBCONTRACTORS

**Subcontractor No. 1:** Oglesby Construction

Address: 1600 Toledo Road Rt 20 West, Norwalk, Ohio 44857

Principal's Name: Dave Oglesby Phone No. : 419-668-0418

Subcontract Amount: \$ 52,415.00 Percentage of total dollar amount 10 %

Scope of Work: Curb and Gutter

**Subcontractor No. 2:** Griffin Pavement

Address: 2383 Harrison Road Columbus, Ohio 43204

Principal's Name: Joe Griffin Phone No. : 614-276-2622

Subcontract Amount: \$ 3,005.20 Percentage of total dollar amount 2 %

Scope of Work: Stripping

**Subcontractor No. 3:** \_\_\_\_\_

Address: \_\_\_\_\_

Principal's Name: \_\_\_\_\_ Phone No. : \_\_\_\_\_

Subcontract Amount: \$ \_\_\_\_\_ Percentage of total dollar amount \_\_\_\_\_ %

Scope of Work: \_\_\_\_\_

**Subcontractor No. 4:** \_\_\_\_\_

Address: \_\_\_\_\_

Principal's Name: \_\_\_\_\_ Phone No. : \_\_\_\_\_

Subcontract Amount: \$ \_\_\_\_\_ Percentage of total dollar amount \_\_\_\_\_ %

Scope of Work: \_\_\_\_\_

**Subcontractor No. 5:** \_\_\_\_\_

Address: \_\_\_\_\_

Principal's Name: \_\_\_\_\_ Phone No. : \_\_\_\_\_

Subcontract Amount: \$ \_\_\_\_\_ Percentage of total dollar amount \_\_\_\_\_ %

Scope of Work: \_\_\_\_\_

**Subcontractor No. 6:** \_\_\_\_\_

Address: \_\_\_\_\_

Principal's Name: \_\_\_\_\_ Phone No. : \_\_\_\_\_

Subcontract Amount: \$ \_\_\_\_\_ Percentage of total dollar amount \_\_\_\_\_ %

Scope of Work: \_\_\_\_\_

**NON-COLLUSION AFFIDAVIT**

(This affidavit must be executed for the bid to be considered)

STATE OF Ohio  
COUNTY OF Pickaway  
Kevin R. Steward

\_\_\_\_\_ being first duly sworn,

(Person)  
deposes and says that he/she is President  
(Sole owner, partner, president, secretary, etc.)

of Darby Creek Excavating, Inc  
(Firm)

the party making the foregoing proposal or bid; that to the best of his/her knowledge and belief:

1. The prices in the Proposal have been arrived at independently without collusion, consultation, communication, or agreement, for the purpose of restricting competition as to any matter relating to such prices with any other Bidder or with any competitor.
2. Neither the Bidder nor any of its officers or directors have any financial or ownership interest in or are affiliated in any way with any other bidder on the same Contract.
3. Unless otherwise required by law, the prices which have been quoted in the Proposal have not been knowingly disclosed by the Bidder and will not knowingly be disclosed by the Bidder prior to the bid opening, directly or indirectly, to any other Bidder or to any competitor.
4. No attempt has been made or will be made by the Bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

[Signature]  
(Affiant) Kevin R. Steward

Sworn to and subscribed before me 17 day of September, 2014.



LORIA A. KELLENBERGER  
NOTARY PUBLIC  
STATE OF OHIO  
Comm. Expires July 17, 2014  
Lori Kellenberger  
(Notary Public)  
Pickaway County, Ohio.

My Commission expires:  
July 5, 2017



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50 Chestnut Ridge Road

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Montvale, New Jersey 07645

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Phone: 201-573-8788/800-221-3662

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Fax: 201-573-1062/800-743-1062

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[www.colonialdirect.com](http://www.colonialdirect.com)

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***Surety & Fidelity  
Bonds***

**PROPOSAL BOND**

(Not to be filled out if a Certified check is submitted)

KNOW ALL MEN BY THESE PRESENTS: That we, the undersigned \_\_\_\_\_  
Darby Creek Excavating, Inc \_\_\_\_\_, as Contractor/Principal and  
Colonial Surety Company \_\_\_\_\_, as surety, are held and firmly bound  
unto the Village of Ashville, Ohio, in the sum of <sup>Five Hundred Ninety Four Thousand Four Hundred Fifty Nine Dollars and Seventee</sup>  
(\$ 594,459.17 <sup>Cents</sup>) Dollars, for the payment of which, well and truly to be made,  
we hereby jointly and severally bind ourselves, our heirs, executors, administrators, successors  
and assigns.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH THAT IF THE ATTACHED  
PROPOSAL OF Darby Creek Excavating, Inc for the  
construction of the **GRIGGS STREET RAILROAD CROSSING RELOCATION  
PROJECTS OPWC PROJECT CT81P/CT82P**, as stipulated in said Proposal, by  
doing all work incidental thereto, in accordance with the plans and specifications provided  
therefore, all within the Village of Ashville, is accepted and the Contract awarded to the above  
named bidder, and the said bidder shall within ten (10) days after notice of said award enter into  
a contract, in writing, and furnish the required Contract Bond with surety, or sureties, approved  
by the Village Administrator, this obligation shall be void, otherwise the same shall be in force  
and virtue by law, and the full amount of this Proposal Bond will be paid to the Village, as  
stipulated or liquidated damages.

Signed this 17th day of September, 2014.

(Contractor/Principal must indicate whether  
Corporation, Partnership, Company  
or Individual).

Darby Creek Excavating, Inc  
\_\_\_\_\_  
(Contractor/Principal)

THE PERSON SIGNING FOR THE  
CONTRACTOR/PRINCIPAL AND  
THE SURETY SHALL SIGN THEIR  
OWN NAME AND INDICATE THEIR  
TITLE. PERSONS SIGNING FOR  
CORPORATIONS SHALL SHOW  
THEIR AUTHORITY TO BIND THE  
CORPORATION BY AFFIDAVIT.

Darby Creek Excavating, Inc  
\_\_\_\_\_  
(Corporation, Partnership,  
Company or Individual)  
By [Signature]  
Kevin R. Steward  
\_\_\_\_\_  
President  
\_\_\_\_\_  
(Title)

Colonial Surety Company  
\_\_\_\_\_  
(Surety)  
By [Signature]  
Amy Esterbrook  
\_\_\_\_\_  
Attorney-in-Fact  
\_\_\_\_\_  
(Title)

GENERAL POWER OF ATTORNEY

Know all Men by These Presents, That COLONIAL SURETY COMPANY, a corporation duly organized and existing under the laws of the Commonwealth of Pennsylvania and having an administrative office in Montvale, Bergen County, NJ does by these presents make, constitute and appoint

Amy Esterbrook Circleville  
OH Wayne Nunziata or Anthony J. Cimasko or Audie B. Murphy

of Montvale and the State of New Jersey its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver.

Any and All Bonds

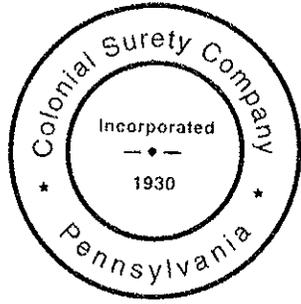
and to bind the Company thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate seal of the Company and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises. Said appointment is made under and by authority of the following resolution adopted by the Board of Directors of the Colonial Surety Company at a meeting held on the 25th day of July, 1950.

"Be it Resolved, that the President, any Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

"Section 1. Attorney-in-Fact. Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements of indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and attested by the Corporate Secretary."

"In Witness Whereof, Colonial Surety Company has caused these presents to be signed by its President and its corporate seal to be hereto affixed the 27th day of April, A.D., 2011.

State of New Jersey }  
County of Bergen } SS.:



COLONIAL SURETY COMPANY

By [Signature] Wayne Nunziata, President

On this 27th day of April, in the year 2011, before me Theresa Spinelli, a notary public, personally appeared Wayne Nunziata, personally known to me to be the person who executed the within instrument as President, on behalf of the corporation therein named and acknowledged to me that the corporation executed it.



THERESA SPINELLI  
A Notary Public of New Jersey  
My Commission Expires September 9, 2015

[Signature] Theresa Spinelli Notary Public

I, the undersigned Secretary of Colonial Surety Company, hereby certify that the above and foregoing is a full, true and correct copy of the Original Power of Attorney issued by said Company, and do hereby further certify that the said Power of Attorney is still in force and effect.

And I do hereby further certify that the Certification of this Power of Attorney is signed and sealed by facsimile under and by the authority of the following resolution adopted by the Board of Directors of the Colonial Surety Company at a meeting duly called and held on the 30th of January 1968, and that said resolution has not been amended or repealed:

RESOLVED, that the signature of the Secretary or any Assistant Secretary of this Corporation, and the seal of Corporation, may be affixed or printed by facsimile to any certificate to a Power of Attorney of this Corporation, and that such printed facsimile signature and seal shall be valid and binding upon this Corporation."

GIVEN under my hand and the seal of said Company, at Montvale, New Jersey this 17th day of September, 20 14.

Original printed with Blue and Black ink. For verification of the authenticity of this Power of Attorney you may call (201) 573-8788 and ask for the Power of Attorney clerk. Please refer to the above named individual(s) and details of the bond to which the power is attached.

[Signature] Audie B. Murphy, Secretary

State of Ohio

County of Pikaway

AND NOW, this 17th day of September, in the calendar year of 2014, before me, a duly appointed and commissioned notary public, came the identified subscriber to the within instrument or instruments, and/or the demonstrated attorney-in-fact for said signatory and subscriber on said instrument or instruments, **Amy Esterbrook, attorney-in-fact of Colonial Surety Company**, an insurance company duly organized and existing under the laws of the Commonwealth of Pennsylvania and which is authorized to conduct business in this State, and that as such being authorized to do so, acknowledged that the within instrument or instruments were executed as the authorized act of his disclosed principal for the purposes therein contained, and declared to be a person executing said instrument or instruments as attorney-in-fact and with full capacity and competency, at the request of and on behalf of Colonial Surety Company therein named and acknowledged to me that the aforesaid Colonial Surety Company had authorized the execution by the aforesaid attorney-in-fact of said instrument or instruments with the intent to be legally bound as required by common and statutory law.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

A Notary Public of Pikaway  
My Commission Expires on July 9, 2017

Notary Public in and for the

County of Pikaway  
State of Ohio

Lori Kellenberger  
NOTARY PUBLIC



LORI A. KELLENBERGER  
NOTARY PUBLIC  
STATE OF OHIO  
Comm. Expires July 9, 2017



Effective Date: June 22, 2007

Expiration Date: April 01, 2015

**State of Ohio**  
**Department of Insurance**  
*Certificate of Authority*

This is to Certify, that

**COLONIAL SURETY COMPANY**

NAIC No. 10758

is authorized in Ohio to transact the business of insurance as defined in the following section(s) of the Ohio Revised Code:

**Section 3929.01 (A)**

Fidelity

Other Liability

Surety

This Certificate of Authority is subject to the laws of the State of Ohio.



**John R. Kasich, Governor**

*Mary Taylor*

Mary Taylor, Lt. Governor/Director

**PROPOSAL AFFIDAVIT**

(To be filled in and executed if the Contractor is a Corporation.)

County of Pickaway  
State of Ohio

Cary Purcell, being duly sworn, deposes and says that he/she is  
(Name of Affiant)  
Secretary of Darby Creek Excavating, Inc

A corporation organized and existing under and by virtue of the laws of the  
State of Ohio and having its principle office at  
6790 Brooksmiller Road Circleville, Ohio 43113  
(Number and Street) (City/State) (Zip Code)

Affiant further says that he/she is familiar with the records, minute books and by-laws of  
Darby Creek Excavating, Inc Affiant further says  
that Kevin R. Steward is President  
(Name of person signing proposal/contract) (Title)

of the Corporation and is duly authorized to sign the contract for:

**GRIGGS STREET RAILROAD CROSSING RELOCATION PROJECTS**  
**OPWC PROJECT CT81P/CT82P**

for said Corporation by virtue of by-laws

(State whether a provision of by-laws or a resolution of the Board of Directors. If by resolution, give date of adoption.)

Cary W. Purcell  
Signature of Affiant\* Cary Purcell

Sworn to before me and subscribed in my presence this 17 day of September, 2014.



Lori Kellenberger  
Notary Public in and for  
Pickaway Ohio  
(County) (State)

\*Affiant must be someone other than the signer of proposal/contract.

**DELINQUENT PERSONAL PROPERTY TAX AFFIDAVIT**

STATE OF OHIO \_\_\_\_\_  
COUNTY OF Pickaway

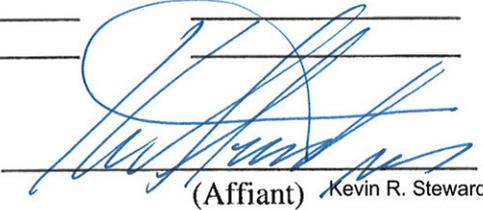
Kevin R. Steward, being first duly sworn,  
deposes and says that he/she is President of Darby Creek Excavating, Inc  
(Sole owner, a partner, president, secretary, etc.)

the successful bidder on the attached contract with the Village of Ashville for the construction of the  
**GRIGGS STREET RAILROAD CROSSING RELOCATION PROJECTS**  
**OPWC PROJECT CT81P/CT82P**

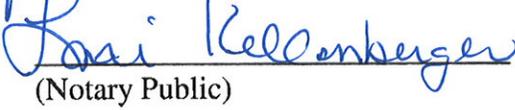
and for the purpose of complying with Section 5719.042 of the Ohio Revised Code states that at  
the time the bid for said contract was submitted, said bidder was not charged with  
(was/was not)

delinquent personal property taxes on the general tax list of personal property of a county in  
which the Village of Ashville has territory (presently Pickaway County). The amount of such  
due and unpaid delinquent taxes, penalties and interest thereon is as follows.

TAXES	PENALTIES & INTEREST	COUNTY
\$ NONE _____	\$ NONE _____	NONE _____
\$ _____	\$ _____	_____
\$ _____	\$ _____	_____
\$ _____	\$ _____	_____

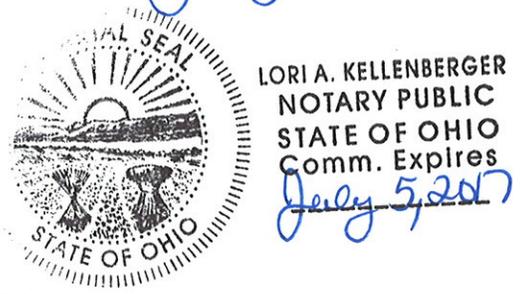
  
(Affiant) Kevin R. Steward

Sworn to and subscribed before me this 17 day of September, 2014.

  
(Notary Public)

My commission expires:  
July 5, 2017

For Fiscal Officer's Use Only Auditor  
Contract No. \_\_\_\_\_  
Copy Mailed to County Treasurer  
Date \_\_\_\_\_ Initials \_\_\_\_\_



# Darby Creek Excavating, Inc

Kevin R. Steward - 24 Years Experience  
Cory Steward - 14 Years Experience  
Mike Cottrell - 25 Years Experience

## EQUIPMENT

15	Dump Trucks	1	Trencher
4	Compactors	11	Dozers
2	Rock Trucks	6	Scrapers
8	Loaders	12	Trackhoes
6	Rollers	4	Bobcats
10	Backhoes	2	Graders

## REFERENCES

The Daimler Group, Inc  
1533 Lake Shore Drive  
Columbus, Ohio 43204  
614-488-4424  
Ted Pouslon

Pickaway County Engineers  
207 S Court Street  
Circleville, Ohio 43113  
740-477-3360

Skilken Properties  
4270 Morse Road  
Columbus, Ohio 43230  
614-296-9066

Route Construction  
PO Box 30726  
Gahanna, Ohio 43230  
614-751-2433  
Jeff Route

## Bonding Company

Colonial Surety Company  
50 Chestnut Ridge Road  
Montvale, NJ 07645  
201-573-8788 - Phone  
201-573-1062 - Fax

**Federal Tax ID: 31-1345111**

## Interested Parties

Kevin R. Steward - President  
6694 Brooksmiller Road  
Circleville, Ohio 43113

Cary Purcell - Secretary  
695 Werner Way  
Columbus, Ohio 43085

Cordell Steward  
16664 Commercial Point Road  
Circelville, Ohio 43113

**Current Job Title:** Site Utilities Foreman  
Estimator

**Construction Operations  
Education/Training:** Graduate of Westfall High School

OSHA 30 Hour General Construction Training  
Basic Safety Training  
State Fire Marshall Training

**Employment History:**

2010-present **Darby Creek Excavating**  
Estimator

2004-2010 **Darby Creek Excavating**  
Site Utilities Foreman

1997-2004 **Darby Creek Excavating**  
Laborer

**Work Experience:**

**Project:** Mt. Carmel Medical Park **Location:** 6150 E. Broad Street, Columbus Ohio  
**Owner:** The Daimler Group

I was the working foreman of a crew for this project. My crew and I installed 1,234 linear feet of DIP waterline, 480 linear Feet of sanitary sewer pipe. We also had to set two manholes.

**Project:** Cleveland Avenue Reconstruction **Location:** Broadway & Southwest Blvd, Grove City Ohio  
**Owner:** GLR, Inc.

As foreman on this project I worked with my crew on the water system and fire hydrants. We used 40' of 6" ductile iron pipe and 930' of 8" ductile pipe for the waterline. We installed three fire hydrants. We also had to relocate two 3/4" water service taps

**Robert W. Carder**  
**7961 Route 56 East**  
**Circleville, Ohio 43113**

**Current Job Title:** Earthwork Foreman

**Construction Operations  
Education/Training:**

Graduate of Logan Elm High School

Criticism and Disciple Skills for Managers  
Introduction to Microsoft Word ( Ohio University)  
Managing People ( Ohio University)

**Employment History:**

1996-2000

**STAT Index**  
Production Supervisor

2001-Present

**Darby Creek Excavating**  
Equipment Operator/Laborer  
Earthwork Foreman

**Work Experience:**

**Project:** Cleveland Avenue Reconstruction

**Location:** Grove City, Ohio

**Owner:** Rockford Homes

As the working foreman of the dirt crew for the above project, we cut curbs in, installed under-drains and completed the re-draining of the street. We did dirt work and tasks in order to complete the above project per plans and specifications.

**Project:** Circleville Plaza Phase 3

**Location:** South Court St. & Crites Rd, Circleville, Ohio

**Owner:** Casto

As the working foreman of the above project, we completed the earthwork construction of the entrance and building pad. We installed the storm sewer. All work was done per project plans and specifications.

# Current Equipment List

8/30/2013

**Trucks**

Truck No.	Make & Model	Serial Number	Purchase Date	License Plate No.
#36	1984 International (White Water Truck)	1HSZDHUN0EHA62825	3/3/1999	PBK 1800
#72	1995 Mack Slinger Truck (White) (WAM)	1M2P267C7SM023357	9/21/2000	PF8457
#75	1998 International 2674 Dump Truck (Blue)	1HTGLAXT1WH498525	2/1/2001	PGW7246
#81	(Kevin's pumpkin) 2001 Ford F350 4 x 4 Supercab	1FTSX31F81EC12013	5/1/2001	PLC 9619
#97	2003 Ford F350 (White)	1FDWF36P23ED80623	8/22/2003	PED 6184
#98	2003 Ford F350 (White) - Stake body	1FDWF36P33EC78845	8/22/2003	PFY9792
#99	(Rob) 2004 Ford F150 (Blue)	2FTRF17254CA03039	1/17/2004	PEH 2197
#101	2004 GMC 1500 (White) - Shop Truck	1GTEC14X34Z111007	1/19/2004	PEH 2195
#104	1997 Ford Louisville Lube Truck (White)	1FDXN80F2VVA42520	3/31/2004	PEM 9654
#105	2001 Ford F350 XLT Super Duty 4x4 (Red)	1FDWF37F01EB36455	6/8/2004	PEN 6858
#107	(Josh) 1997 Ford L850 (White Concrete Truck)	1FDWN80C5VVA37118	6/14/2005	PFD 1660
#108	(Tommy) 2005 Chevrolet Silverado 3500 (White)	1GBJC34U15E166729	8/6/2005	PFD 1716
#109	(Phil) 2005 Chevrolet Silverado 3500 (White)	1GBJC34U45E250897	8/6/2005	PFD 1717
#111	2006 Chevrolet Silverado (White)	1GBJC34U56E104266	4/4/2006	PFN 1131
#113	2000 Sterling 9513 (White)	2FWYHWDB9YAF22364	5/22/2007	PFY 6096
#115	1998 Mack CL713 Dump Truck (Blue)	1M2AD09C0WW005514	7/18/2008	PGF 1171
#116	1999 Mack CL713 Dump Truck (Green)	1M2AD62C5XW007693	7/18/2009	PFY 9782
#117	1999 Ford Sterling LT9500 (Black)(Quad)	2FZXEEEB9XAF41979	9/15/2009	PGX 4674
#118	1999 Ford Sterling LT9500 (Black)	2FZXFWEB6XAA03189	9/15/2009	PGX 4673
#119	1999 Ford Sterling LT9500 (Black)	2FZXFEEDBXAB53236	9/15/2009	PGX 4672
#120	(Brad) 1992 GMC C6H	1GDG6H1J5NJ02681	12/21/2009	PHA5609
#121	(JR) Freight Liner FL50 Service Truck	1FV3EFAC2YHF016643	3/31/2010	PHC5851
#122	2005 Blue Kenworth W900L	1XKWDBOX75J069359		PVP4474
#123	Chevy Trail Blazer (Office)	1GNLT13S542164728	7/21/2010	
#124	1998 White Sterling	2FZXKEDB5XA983146		PHE6231
#125	2000 Mack Dump Truck (White)	1M2AD62C1YW010821	7/8/2010	PHE6230
#126	Cary - 2010 Chevy	3GCRKSESE31AG192932	3/31/2010	PHC1340
#129	2001 Western Star 4964SX 5/Axle Dump Truck (Brown)	2WLPD2F51K968204	6/23/2011	PHI6926
#130	2000 Western Star 4964SX Quad Axle Dump Truck (Red)	2WLPD3J2YK966228	6/23/2011	PHI6925
#131	(Kevin) Ford F350 (Blue)	1FT8W3BT9BEB87240	9/28/2011	
#132	Cory 2010 GMC (Black)	1GT4K0B67AF114394	10/25/2011	
#134	2005 International 7500 Tandem Dump Truck	1HTWPAZT25J055899	3/7/2012	PHR4262
#135	2005 International 7500 Tandem Dump Truck	1HTWPAZT35J045107	3/7/2012	PHR4203
#136	2003 F-650 (Silver)	3FDNF65463MB02077	3/8/2012	
#137	2005 Peterbilt 378 Truck (White)	1XPFDU9X45D849021	5/18/2012	
#138	2000 Ford F250 (White)	1FTNF21L5YED76832	7/27/2012	
#139	2001 Chevy 2500	1GCHK24U21E275301	8/10/2012	
#140	2004 GMC Envoy (Office)	1GKET12S646173496	3/14/2013	

Equip No.	Make & Model	Serial Number	Year	Purchase Date
#141	Tommy 2006 Chevy Comm Truck (Silver)	1GBJK39D86E288307	4/29/2013	PHZ6679
S2	Cat IT28 Loader	1HF01833	1990	7/30/1995
D6	Cat D6H Dozer	4RC04223	1991	12/26/1996
S9	Cat EL200B Trackhoe	7DF02164	1992	7/30/1995
S12	Target Pro Walk Behind Street Saw	40LVB1425PPO20091		
S13	Hoe Pack			4/2/1999
E17	Onan Welder on Truck #66	H943221414		9/1/1994
S21	Hudco Hoe Pack	30-301	10/27/1995	
D33	Cat D6H Dozer	3ZF06015	1994	2/3/1998
D37	Cat CP563 Compactor	1YJ00447	1994	12/26/1996
S46	Cat EL200B Trackhoe	7DF01175	1990	2/3/1998
D48	Light Plant #2			
S54	Multiquip Cat Generator	DB-0661-I		
S55	Romac Tap Machine	2504716		8/1/1996
S57	Ingerson Air Compressor			
S58	Corebore Core Machine			9/30/1996
S61	Gardener Air Compressor			
D74	Cat 613B Motor Scraper	38W0D6704	1981	10/28/1998
S76	Cat 330L Trackhoe	8FK00672	1994	
D79	Cat 815 Compactor	91P00922	1975	3/11/1999
S81	Cat 953B Loader	5MK02691	1996	4/8/1999
S84	Essick Concrete Mixer			
S89	Hitachi EX100-3 Trackhoe	35675		
E93	Hoe Pack			
E96	Arrow Breaker Drop Hammer	HJ125067		
D105	Cat 963 Loader	21Z01947	1988	11/18/2000
E108	John Deere Gator (6x4)	W006X4X033929		
D111	Volvo 5350B Articulated Truck	3777	1987	12/18/2000
S112	Cat 350L Trackhoe	3ML00563	1995	12/15/2000
E115	Hitachi EX100-5 Trackhoe	1E3-01321	1996	5/7/2001
E117	Clark 6000 H Fork Lift			5/31/2001
S119	Broom			5/14/2001
GP121	Cat 966F Loader (Westfall)	3XJ01625	1992	6/21/2001
D124	Cat 12G Grader	61M5394	1978	7/21/2001
D125	Cat 615 Scraper	46Z1410	1987	11/29/2001
GP133	Conveyor (Westfall)			
GP134	Eagle 36" Sand Screw model #BMD2455 (Westfall)	2878		6/16/2003
E135	Cat 613B Water Wagon	38W6217	1979	11/25/2003
D138	Cat D6H Series II Dozer	6CF05652	1995	11/18/2003

<u>Equip No.</u>	<u>Make &amp; Model</u>	<u>Serial Number</u>	<u>Year</u>	<u>Purchase Date</u>
E140	Cat 248 Skid Steer Loader	6LZ00696	2000	3/31/2004
E141	Cat Skid Steer Bucket	2418	2000	3/31/2004
S143	Cat 330 BL Trackhoe with 54" Bucket	6DR02870	1999	5/25/2004
S144	Cat 315 BL Trackhoe	3AW1167	1998	
D145	Dynapac CA121PD Vibratory Smooth Compactor	60310178		6/8/2004
S146	Vac Test Equipment			
E151	Allmand Maxi-Lite Model 111CEM Light Plant	880533		7/15/2004
E152	Allmand Maxi-Lite Model TR3LCEM Light Plant	870402		7/15/2004
D154	Cat 416C Loader Backhoe	5YN15658	1999	9/21/2004
D155	Cat 416C Loader Backhoe	4ZN00911	1997	9/21/2004
E157	Finn Straw Blower	6245437		12/4/2004
E158	2004 STS-Concrete Pul			12/4/2004
E160	18" - 24" Plug with 2" Flow Through	092-1824N		3/8/2005
D162	48" Double Drum Sheepsfoot Roller			5/19/2005
D163	Cat D4G Dozer	00D4GJHYD01030	2005	9/12/2005
D164	Cat D5CXL Dozer	7PS01958	2001	10/19/2005
S165	Cat 320CU Trackhoe	APA00122	2000	10/19/2005
D166	Cat D5CXL Dozer Series III	8ZS00469	1999	10/20/2005
E169	Cat 262 Skid Steer Loader	CED00561	2003	11/15/2005
D170	Cat 621B Motor Scraper	35V007969	1975	3/8/2006
D172	Cat 621B Motor Scraper	45P3207	1981	3/18/2006
S173	Target Pro 65G Self Propelled Concrete Saw	467029	2006	3/20/2006
D174	Caterpillar 815 Compactor	91P01520	1978	4/4/2006
E176	Ingersoll Ran Model: P185WD (Beige)	290079UEI219	1998	5/12/2006
D178	Allmand Arrow Board Solar Power Model:SEH153FS	9904B495	2006	7/10/2006
GP179	Caterpillar 980G Front End Loader	2KR3397	1999	7/23/2006
E180	Wanco Arrowboard w/15 lamps & 55 watt solar charger	WTSP75-LSA	2006	8/9/2006
E184	Vermeer Turbo Wood Chipper Model# BC1250	5117a		3/14/2007
D185	Cat D4G XL Dozer	HYD00678		3/30/2007
S186	Cat 416D Backhoe	BFP14799		3/30/2007
S188	Cat 252B Skid Steer	2004M0510	2004	5/2/2007
E189	Gas Powered Pressure Washer Model: HDS 3.5/35Pe	100021		5/5/2007
E190	KM 4-48 Infrared Asphalt Recycler 6' x 8'	0805025IR48	2008	5/14/2009
E191	John Deere 4510 Tractor With Loader		2005	8/10/2005
E192	John Deere 595 Mower			
E193	Ford Farm Tractor With Broom			
E194	John Deere Gator (6x4)			
D195	Cat 621E Moter Scraper	6AB00990	1989	12/9/2009
D196	1993 CP563 Cat Compactor	1YJ00347	1993	
D197	268B Catapiller Skidloader	LBA 60892	2007	12/1/2009
E198	Komatsu FG 15-4 Forklift	120096		

S199	Cat 963C LGP Crawler Loader	2DS00545		6/24/2010
D200	S-123 Cat 627B Tandem Motor Scraper	15S649		6/30/2010
D201	S-067 Cat 627B Tandem Motor Scraper	14S463		6/30/2010
D202	S-108 Cat 627B Tandem Motor Scraper	14S761		6/30/2010
D203	S-113 Cat 627B Tandem Motor Scraper	15S611		6/30/2010
S204	430 EIT Cat BHL Backhoe Loader	DDT00361	2006	12/28/2010
S205	330CL Trackhoe	KDD00875	2006	1/24/2011
D206	Cat D5KXL Dozer	WWW00422	2008	2/1/2011
S207	PL 2000 Pipe Lift	SF02060810		1/20/2011
S208	Mini Cat 303.50 CR	ODMY02726	2008	7/22/2011
E209	Air Compressor			7/26/2011
E210	Hydraulic Breaker Implement			8/23/2011
D211	420E Backhoe	1743	2010	3/11/2013
D212	262C Skidsteer			3/11/2013
D213	Ford Cargo 7000 Truck Sweeper	1FDXHH70P5MVA35540		3/11/2013
D214	420E Cat Backhoe	HLS00770		3/21/2013
D215	430D Cat backhoe	0BANK00917		3/21/2013
D216	Vermeer V800LE HD Vacuum Excavator	1M9FE122XDS284244	7/5/1905	8/21/2013

### Trailers

<u>Trailer No.</u>	<u>Make &amp; Model</u>	<u>Serial Number</u>	<u>Purchase Date</u>	<u>License Plate No.</u>
T14	Fuel Wagon #5	Home Made	5/28/1997	
T15	Fuel Wagon #6	Home Made	5/28/1997	
T19	Pace Saw Trailer	40LUB1425PP020091	3/28/1997	TLD 3058
T31	2001 Millennium Trailer	5MTPD24261A000090	3/22/2001	TPG4718
<u>Trailer No.</u>	<u>Make &amp; Model</u>	<u>Serial Number</u>	<u>Purchase Date</u>	<u>License Plate No.</u>
T39	2003 White Box Trailer	16HGB20204H113435	9/19/2003	TNF 2139
T41	2004 P.J. Trailer Manufacturing Model - CH202	4P5CH202841061413		TPM2575
T43	Ferree Tandem Tag Trailer	682079	5/19/2005	TNJ 9255
T44	2006 American Hauler Saw Trailer	5N6200F2461009746	3/24/2006	TNU 6647
T45	2010 16' CG Appalachian Trailer	5Z5HF1629AS010618	4/24/2010	TPQ5255
T46	2010 16' CG Appalachian Trailer	5Z5HF1622AS010590	4/24/2010	TPQ5256
T47	2010 16' CG Appalachian Trailer	5Z5HF242XAS010597	4/24/2010	TPL4223
T48	2010 16' CG Appalachian Trailer	5Z5HF1927AS010399	4/24/2010	
T49	Kaufman Trailer	15FP22207L002865		
T50	Talbert Lowboy Trailer (Red)	40FS0523631022447	9/9/2013	TQD 7131

<u>Trench Box No.</u>	<u>Size</u>	<u>Serial Number</u>	<u>Purchase Date</u>
TB1	8' x 20'	TB1DCE	
TB2	8' x 20'	TB2DCE	
TB3	8' x 20'	TB3DCE	
TB4	6' x 20'	TB4DCE	

TB5	8' x 16'	TB5DCE	
TB6	8' x 16'	TB6DCE	
TB9	8' x 12'	TB9DCE	
TB10	8' x 12'	TB10DCE	
TB11	6' x 6'	TB11DCE	
<b>Trench Box No.</b>	<b>Size</b>	<b>Serial Number</b>	<b>Purchase Date</b>
TB12	6' x 6'	TB12DCE	
TB13	6' x 8'	TB13DCE	
TB14	5' x 14'	TB14DCE	
TB15	Kundel 8' x 24' Trench Box	TB15DCE	5/19/2005
TB16	Pro4-624D, 6' x 24' Double Wall Trench Shield	19724	6/30/2005

<b>Tanks</b>	<b>Type</b>	<b>Number Owned</b>	
1	Oxygen Cylinder Tanks	16	
2	Acel Cylinder Tanks	13	

<b>Manhole Box No.</b>	<b>Size</b>	<b>Serial Number</b>	<b>Purchase Date</b>
MHB1	GME 10' x 12' Manhole Box	MHB1DCE	5/19/2005
MHB2	Manhole Box	TB7DCE	

<b>Container No.</b>	<b>Size</b>	<b>Location</b>	<b>Purchase Date</b>
1	8' x 20' Storage Container with swingaway doors	Shop	
2	8' x 20' Storage Container with swingaway doors	Shop	
3	8' x 20' Storage Container with swingaway doors	Shop	7/15/2004
4	8' x 20' Storage Container with swingaway doors	Shop	7/15/2004
5	8' x 20' Storage Container with swingaway doors	Shop	7/15/2004

<b>Attachments</b>	<b>Make &amp; Model</b>	<b>Purchase Date</b>
	Cat 48 inch Digging Bucket	9/16/2010
	Cat 36 Inch Digging Bucket	9/16/2010
	Bobcat LT313 5 Ft. Trencher	9/16/2010
	Stout HDU 72 In. Q/C Brush Gapple	9/16/2010
	2010 Versatech 72 in. Heavy Duty Brush Gapple	9/16/2010



Bureau of Workers'  
Compensation

30 W. Spring St.  
Columbus, OH 43215

## Certificate of Premium Payment

This certifies the employer listed below has paid into the Ohio State Insurance Fund as required by law. Therefore, the employer is entitled to the rights and benefits of the fund for the period specified. For more information, call 1-800-OHIOBWC.

This certificate must be conspicuously posted.

Policy No. and Employer

Period Specified Below

1068656

07/01/2014 Thru 02/28/2015

DARBY CREEK EXCAVATING INC  
6790 BROOKS MILLER RD  
CIRCLEVILLE, OH 43113-9554



ohiobwc.com

*Stephen Buchman*  
Administrator/CEO

You can reproduce this certificate as needed.

## Ohio Bureau of Workers' Compensation

### Required Posting

Effective Oct. 13, 2004, Section 4123.54 of the Ohio Revised Code requires notice of rebuttable presumption. Rebuttable presumption means an employee may dispute or prove untrue the presumption (or belief) that alcohol or a controlled substance not prescribed by the employee's physician is the proximate cause (main reason) of the work-related injury.

The burden of proof is on the employee to prove the presence of alcohol or a controlled substance was not the proximate cause of the work-related injury. An employee who tests positive or refuses to submit to chemical testing may be disqualified for compensation and benefits under the Workers' Compensation Act.



Bureau of Workers'  
Compensation

You must post this language with the certificate of premium payment.

DP-29 BWC-1629 7/7/08



Department of Administrative Services  
Equal Opportunity Division

**Approved  
Conditional**

## CERTIFICATE OF COMPLIANCE

DARBY CREEK EXCAVATING, INC.  
6790 Brooksmiller Rd  
Circleville, OH 43113

Effective Dates: 9/8/2014 through 03/07/2015

The Equal Opportunity Division of the Ohio Department of Administrative Services (Division) hereby issues DARBY CREEK EXCAVATING, INC. a Conditional Certificate of Compliance. The Conditional Certificate shall be in force for 180 days from the date of issuance.

Please be advised that as a holder of a Conditional Certificate of Compliance, the Division shall monitor and evaluate DARBY CREEK EXCAVATING, INC.'s efforts to establish a more diverse work force in order to comply fully with the State of Ohio's specific requirements of work-site diversity on state funded construction projects.

Finally, be also advised that at the time DARBY CREEK EXCAVATING, INC. applies for consideration of a new certification, the Division will fully evaluate not only DARBY CREEK EXCAVATING, INC.'s efforts to establish a required diverse workforce, but also the actual results in establishing such a workforce.

A handwritten signature in black ink that reads "Robert Blair" with a superscript "P" to the right.

Robert Blair  
Director

Ohio Department of Administrative Services

*Service · Support · Solutions for Ohio Government*

*The State of Ohio is an equal opportunity employer.*

Equal Opportunity Division | 4200 Surface Road | Columbus, Ohio 43228  
Phone 614.466.8380 | FAX 614.728.5628  
Web: [www.das.ohio.gov/eod](http://www.das.ohio.gov/eod)

John Kasich, Governor  
Robert Blair, DAS Director



# CERTIFICATE OF LIABILITY INSURANCE

DATE(MM/DD/YYYY)  
3/28/2014

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER BRADLEY INSURANCE GROUP 5150 E Main St Ste 201 Columbus, OH 43213	CONTACT NAME:		
	PHONE (A/C No, Ext):	(614)863-9300	FAX (A/C No): (614)863-9305
	E-MAIL ADDRESS:	bradled9@nationwide.com	
	INSURER(S) AFFORDING COVERAGE	NATIONWIDE INSURANCE	
	INSURER A:	Nationwide Insurance	
	INSURER B:		
	INSURER C:		
	INSURER D:		
	INSURER E:		
	INSURER F:		

COVERAGES CERTIFICATE NUMBER: REVISION NUMBER:

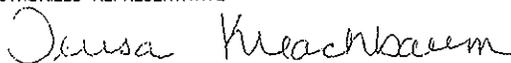
THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADOL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> Waiver of Subrogation GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:	x	y	ACP 4865364	4/4/2014	4/4/2015	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 300,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG PER PROJECT \$ 2,000,000
A	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY/AUTO <input type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS	x	y	ACP 4865364	4/4/2014	4/4/2015	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$	x		ACP 4865364	4/4/2014	4/4/2015	EACH OCCURRENCE \$ 5,000,000 AGGREGATE \$ 5,000,000
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY <input type="checkbox"/> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		N/A	ACP 4865364	4/4/2014	4/4/2015	PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

### CERTIFICATE HOLDER

### CANCELLATION

	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE 

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