

Contract No.: 07-4T3504

Project(s):

Bid Opening: 12-05-12 Call Order: 1

: Ker -

Bidder: VC0000107621 - KOCH & KOCH, INC

Contract No.: 07-4T3504

Name of Bidder: KOCH & KOCH, INC

Business P.O. Box: 16510 SOUTHRIDGE RD

City, State, Zip: PENN VALLEY, CA, 95946

Business Street Address: PO BOX 909

City, State, Zip: , ,

Telephone Number: 530-432-4000

Fax Number: 530-432-4099

Contractor License Number:793724

STATE OF CALIFORNIA ♦ DEPARTMENT OF TRANSPORTATION
BID TO THE DEPARTMENT OF TRANSPORTATION

1. Bidder agrees, if this bid is accepted, to enter into a contract with the Department, in the form included in the Standard Specifications, to perform the work provided in the Contract under the terms of the Contract for the price or prices bid.

For a lump sum or unit price based bid, Bidder additionally agrees to perform the work within the number of working days specified in the Notice to Bidders.

For a cost plus time based bid on a contract without a plant establishment period, Bidder additionally agrees to perform the work within the number of working days bid.

For a cost plus time based bid on a contract with a plant establishment period, Bidder additionally agrees to perform the non♦plant establishment work within the number of working days bid for non♦plant establishment work.

2. For a lump sum based bid, Bidder submits this bid with a total price in the total bid space provided in the Bid Item List. For a unit price or cost plus time based bid, Bidder submits this bid with a unit price and the item total (the product of the unit price and the quantity) for each item and a total price (the sum of the item totals) in the spaces provided on the attached Bid Item List. Additionally, for a cost plus time based bid, the Bidder submits this bid with working days bid for non♦plant establishment work, total bid for time, and total bid for bid comparison in the spaces provided on the Bid Item List. Bidder agrees:
 - 2.1. If a discrepancy between the unit price and the item total exists, the unit price prevails, except:

STATE OF CALIFORNIA ♦ DEPARTMENT OF TRANSPORTATION
BID TO THE DEPARTMENT OF TRANSPORTATION (cont'd)

- 2.1.1. If the unit price is illegible, omitted, or the same as the item total, item total prevails and the unit price is the quotient of the item total and the quantity.
- 2.1.2. If a decimal error is apparent in the product of the unit price and the quantity, the Department will use either the unit price or item total based on the closest by percentage to the unit price or item total in the Department's Final Estimate.
- 2.2. If the unit price and the item total are illegible or are omitted, the bid may be determined nonresponsive. If a lump sum total price is illegible or is omitted, the bid may be determined nonresponsive.
- 2.3. Bids on lump sum items are item totals. If a unit price for a lump sum item is entered and it differs from the item total, the item total prevails.
- 2.4. Entries are to be expressed in dollars or decimal fractions of a dollar. Symbols such as commas and dollar signs are ignored and have no significance in establishing unit price or item total.
- 2.5. Unit prices and item totals are interpreted by the number of digits and decimal placement.
- 2.6. For a lump sum based bid, the item total is the bid amount the Department uses for bid comparison.

For a unit price based bid, the sum of the item totals is the bid amount the Department uses for bid comparison.

For a cost plus time based bid, the sum of the item totals and the total bid for time is the bid amount the Department uses for bid comparison.

2.7. The Department's decision on the bid amount is final.

3.0 Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid: Bidder's Bond

4.0 Bidder's signature is an affirmation of the included certifications. Bidder is cautioned that making a false certification may result in one or more of the following:

- 4.1 Criminal prosecution
- 4.2 Rejection of the bid
- 4.3 Rescission of the award
- 4.4 Termination of the Contract

BY (Authorized Signature)

DATE SIGNED (Do not type)

PRINTED NAME AND TITLE OF PERSON SIGNING

Contract No.: 07-4T3504

Project(s):

Bid Opening: 12-05-12 Call Order: 1
: Ker -

Bidder: VC0000107621 - KOCH & KOCH, INC

Item No.	Item Code	Item Description	Unit Of Meas	Quant	Unit Price Dollars Cts	Item Total Dollars Cts
Section BID PROPOSAL TO THE DEPARTMENT OF TRANSPORTATION						
Alt Group						
1	074016	CONSTRUCTIO N SITE MANAGEMENT	LUMP		LUMP	6,400.00
2	074019	PREPARE STORM WATER POLLUTION PREVENTION PLAN	LUMP		LUMP	4,646.00
3	074031	TEMPORARY GRAVEL BAG BERM	LF	600.000	5.61000	3,366.00
4	074033	TEMPORARY CONSTRUCTION ENTRANCE	EA	1.000	3,348.00000	3,348.00
5	074034	TEMPORARY COVER	SQYD	620.000	4.20000	2,604.00
6	074041	STREET SWEEPING	LUMP		LUMP	12,800.00
7	130900	TEMPORARY CONCRETE WASHOUT	LUMP		LUMP	1,280.00
8	074057	STORM WATER ANNUAL REPORT	EA	2.000	2,000.00000	4,000.00
9	120090	CONSTRUCTIO N AREA SIGNS	LUMP		LUMP	4,966.00

Contract No.: 07-4T3504

Project(s):

Bid Opening: 12-05-12 Call Order: 1

: Ker -

Bidder: VC0000107621 - KOCH & KOCH, INC

Item No.	Item Code	Item Description	Unit Of Meas	Quant	Unit Price		Item Total	
					Dollars	Cts	Dollars	Cts
10	151540	RECONSTRUCT CHAIN LINK FENCE	LF	24.000	20.00000		480.00	
11	160102	CLEARING AND GRUBBING (LS)	LUMP		LUMP		3,148.00	
12	190101	ROADWAY EXCAVATION	CY	1,740.000	20.00000		34,800.00	
13	260203	CLASS 2 AGGREGATE BASE (CY)	CY	550.000	62.50000		34,375.00	
14	390132	HOT MIX ASPHALT (TYPE A)	TON	1,010.000	112.00000		113,120.00	
15	800360	CHAIN LINK FENCE (TYPE CL-6)	LF	750.000	21.50000		16,125.00	
16	802620	16' CHAIN LINK GATE (TYPE CL-6)	EA	2.000	1,900.00000		3,800.00	
17	994650	BUILDING WORK	LUMP		LUMP		537,260.00	
		Section BID Total					786,518.00	
		Total Bid					786,518.00	

SUBCONTRACTOR LIST

Bidder must identify subcontractors performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater. (Pub Cont Code ♦ 4100 et seq.) Complete Firm Name, City, State and Description of Subcontracted Work, and submit with the bid.

Complete Bid Item No.(s) and Percent of Bid Item Subcontracted and submit with bid, or fax to (916)227-6282 within 24 hours after the bid opening. Failure to provide complete information in all sections within the time specified will result in a non-responsive bid.

1) Firm Name:S&S FENCE COMPANY List this subcontractor? Yes
City:SACRAMENTO State:CA
Description of Subcontracted Work:
CHAIN LINK FENCE AND GATES
Bid Item No.:10 Percent of Bid Item Subcontracted : 80
Bid Item No.:15 Percent of Bid Item Subcontracted : 85
Bid Item No.:16 Percent of Bid Item Subcontracted : 78
Bid Item No.: Percent of Bid Item Subcontracted :
Bid Item No.: Percent of Bid Item Subcontracted :
Multiple item numbers and percentages can be separated by a comma

2) Firm Name:CAMBLIN STEEL List this subcontractor? Yes
City:SACRAMENTO State:CA
Description of Subcontracted Work:
REBAR
Bid Item No.:17 Percent of Bid Item Subcontracted : 18
Bid Item No.: Percent of Bid Item Subcontracted :
Bid Item No.: Percent of Bid Item Subcontracted :
Bid Item No.: Percent of Bid Item Subcontracted :
Bid Item No.: Percent of Bid Item Subcontracted :
Multiple item numbers and percentages can be separated by a comma

3) Firm Name:KERN ASPHALT List this subcontractor? Yes
City:BAKERSFIELD State:CA
Description of Subcontracted Work:
PAVING
Bid Item No.: Percent of Bid Item Subcontracted :
Bid Item No.:14 Percent of Bid Item Subcontracted : 85
Bid Item No.: Percent of Bid Item Subcontracted :
Bid Item No.: Percent of Bid Item Subcontracted :
Bid Item No.: Percent of Bid Item Subcontracted :
Multiple item numbers and percentages can be separated by a comma

SUBCONTRACTOR LIST (cont'd)

4) Firm Name:GLOBAL ENVIROMENTAL NETWORK List this subcontract
City:FOUNTAIN VALLEY State:CA
Description of Subcontracted Work:
SWPPP PREPARATION, SWPPP ANNUAL REPORT, SUPPLY CAS
Bid Item No.:3 Percent of Bid Item Subcontracted : 78
Bid Item No.:8 Percent of Bid Item Subcontracted : 74
Bid Item No.:9 Percent of Bid Item Subcontracted : 36
Bid Item No.: Percent of Bid Item Subcontracted :
Bid Item No.: Percent of Bid Item Subcontracted :
Multiple item numbers and percentages can be separated by a comma

5) Firm Name:WELLS SWEEPING List this subcontractor? Yes
City:SACRAMENTO State:CA
Description of Subcontracted Work:
STREET SWEEPING
Bid Item No.:6 Percent of Bid Item Subcontracted : 84
Bid Item No.: Percent of Bid Item Subcontracted :
Bid Item No.: Percent of Bid Item Subcontracted :
Bid Item No.: Percent of Bid Item Subcontracted :
Bid Item No.: Percent of Bid Item Subcontracted :
Multiple item numbers and percentages can be separated by a comma

Small Business Preference

The undersigned requests small business preference and certifies, under penalty of perjury, that the firm meets the requirements of 2 CA Code of Regs \diamond 1896 et seq. and is certified as a small business at the time and day of bid opening or has applied for certification and is subsequently certified by the Department of General Services. To further verify its small business status, the undersigned attaches a copy of its small business certification letter.

Example: mm/dd/yyyy

Date: 04/30/2013 Certification Number: 33624

Non-Small Business Preference

The undersigned non-small business preference and notifies the Department on the Certified Small Business Listing for the Non-Small Business Preference form that it commits to subcontract at least 25 percent of its bid amount with one or more firms that meets the requirements of 2 CA Code of Regs \diamond 1896 et seq. and the firms are certified as small businesses at the time and day of bid opening or have applied for certification and are subsequently certified by the Department of General Services. List these firms on the Certified Small Business Listing for the Non-Small Business Preference form.

Example: mm/dd/yyyy

Date:

CALIFORNIA COMPANY PREFERENCE

This form must be completed and signed by all bidders. Failure of a non-California company to fill out and sign this form may be cause for rejection of its bid. Eligibility for a reciprocal preference for a California company is waived if the California company fails to complete and sign this form under penalty of perjury. The undersigned certifies that it is a "California company" as defined in Pub Cont Code ♦ 6107 and meets one of the following (enter requested information):

1. I am a California company which has its principal place of business in California.
2. I a California company which has its principal place of business in a state in which there is no local contractor preference on construction contracts.
Name of State:
3. I a California company which has its principal place of business in a state in which there is a local contractor preference and my company has paid not less than \$5,000 in sales or use taxes to California for construction related activity for each of the 5 years immediately preceding the submission of the bid.
Name of State:
California Sales or Use Tax No.:

The undersigned certifies that it is not a "California company."

4. I a California company.
My principal place of business is in:
Describe any and all bid preferences provided to your company by the state or country in which your company has its principal place of business. (Attach additional sheets if necessary.)
Describe:

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS

You may opt out of the payment adjustments for price index fluctuations as specified in "Payment Adjustments for Price Index Fluctuations of the special provisions. If you elect to opt out of the provisions of this specification, complete this form and submit it with your bid.

I opt out of the payment adjustments for price index fluctuations

Enter Date and Name to opt out of payment adjustments for price index fluctuati

Date: Name:

List the description of work, name, telephone number, certification number and dollar amount of each certified small business who will be employed on this project. Failure to provide this information be cause for denial of the non-small business subcontractor preference. May attach additional sheets if necessary.

Submit to:

MSC43
Office Engineer
Department of Transportation
1727 30th Street
Sacramento, CA 95816-7005

Person to contact:

Telephone number:

Total Claimed Participation:

\$No
% of Contract

Bid Item No.(s) : Example: 100, 200
Description of Work, Service, or Materials:

Firm Name:

Tel :
SB Certification :
\$Amount : Example: 999,999

Bid Item No.(s) : Example: 100, 200
Description of Work, Service, or Materials:

Firm Name:

Tel :
SB Certification :
\$Amount : Example: 999,999

Bid Item No.(s) : Example: 100, 200
Description of Work, Service, or Materials:

Firm Name:

Tel :
SB Certification :
\$Amount : Example: 999,999

Bid Item No.(s) : Example: 100, 200
Description of Work, Service, or Materials:

Firm Name:
Tel :
SB Certification :
\$Amount : Example: 999,999

Bid Item No.(s) : Example: 100, 200
Description of Work, Service, or Materials:

Firm Name:
Tel :
SB Certification :
\$Amount : Example: 999,999

Bid Item No.(s) : Example: 100, 200
Description of Work, Service, or Materials:

Firm Name:
Tel :
SB Certification :
\$Amount : Example: 999,999

Bid Item No.(s) : Example: 100, 200
Description of Work, Service, or Materials:

Firm Name:
Tel :
SB Certification :
\$Amount : Example: 999,999

Bid Item No.(s) : Example: 100, 200
Description of Work, Service, or Materials:

Firm Name:
Tel :
SB Certification :
\$Amount : Example: 999,999

Bid Item No.(s) : Example: 100, 200
Description of Work, Service, or Materials:

Firm Name:
Tel :
SB Certification :
\$Amount : Example: 999,999

Bid Item No.(s) : Example: 100, 200
Description of Work, Service, or Materials:

Firm Name:
Tel :
SB Certification :
\$Amount : Example: 999,999

Names of first tier DVBE subcontractors and their items of work listed must be consistent with the names and items of work in the Subcontractor List (Pub Cont Code 4100 et seq.) submitted with the bid. Identify second and lower tier subcontractors on this form.

1. DVBE prime contractors must enter their DVBE reference number or their DBA name as listed with Department of General Services (DVBE prime contractors are credited with 100 percent DVBE participation and need not complete the above table)
2. If 100% of an item is not performed or supplied by the DVBE's, describe the exact part, including planned location of work to be performed, of item to be performed or supplied by DVBE

Submit to: MSC43
 OFFICE ENGINEER
 DEPARTMENT OF TRANSPORTATION
 1727 30th STREET
 SACRAMENTO, CA 95816-7005

Contact Person : JOHN DOLLAR
 Telephone Number: 916-682-1100
 Certification No.: 11530

Firm Name: S&S FENCE COMPANY
 Contractor ID:
 Address: 7448 REESE RD

City: SACRAMENTO State :CA Zip :95828

Amount of Bid Item Subcontracted : 16,920.00 Example: 10,000

Description of Subcontracted Work:

FURNISH AND INSTALL CHAINLINK FENCE AND GATES

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
10	151540	RECONSTRUCT CHAIN LI	LF	19.000	16.00000	304.0
16	802620	16' CHAIN LINK GATE	EA	2.000	1483.00000	2966.0
15	800360	CHAIN LINK FENCE (TY	LF	750.000	18.20000	13650.0

17	994650	BUILDING WORK	LS	1.000	5641.00000	5641.0
		ELECTRICAL MATERIALS				

2	074019	PREPARE STORM WATER	LS	1.000	3630.00000	3630.0
8	074057	STORM WATER ANNUAL R	EA	2.000	1485.00000	2970.0
9	120090	CONSTRUCTION AREA SI	LS	1.000	1802.50000	1802.5

6	074041	STREET SWEEPING	LS	1.000	10836.00000	10836.0

Names of first tier DVBE subcontractors and their items of work listed must be consistent with the names and items of work in the Subcontractor List (Pub Cont Code 4100 et seq.) submitted with the bid. Identify second and lower tier subcontractors on this form.

1. DVBE prime contractors must enter their DVBE reference number or their DBA name as listed with Department of General Services (DVBE prime contractors are credited with 100 percent DVBE participation and need not complete the above table)
2. If 100% of an item is not performed or supplied by the DVBE's, describe the exact part, including planned location of work to be performed, of item to be performed or supplied by DVBE

Submit to: MSC43
 OFFICE ENGINEER
 DEPARTMENT OF TRANSPORTATION
 1727 30th STREET
 SACRAMENTO, CA 95816-7005

Contact Person : AARON ASHCRAFT
 Telephone Number: 9165680104
 Certification No.: 333
 Firm Name: WELLS SWEEPING COMPANY
 Contractor ID:

Address: 5425 MARMITH AVE
 City: SACRAMENTO State :CA Zip :95841

Amount of Bid Item Subcontracted : 10,836.00 Example: 10,000

Description of Subcontracted Work:
 SWEEPING

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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TOTAL DVBE COMMITMENT FOR VENDOR: Entered: 5.31% or 41799.50
 Required: 5.00% or 39325.90
 <GOAL MET>

CERTIFICATIONS

UNDOCUMENTED ALIENS EMPLOYMENT

Under Pub Cont Code ♦ 6101, the Bidder certifies compliance with state and federal law respecting the employment of undocumented aliens.

NONCOLLUSION

"NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID"

Under PCC 7106 and 23 USC 112, the bidder declares as follows:

State of Ca County of :Nevada

Name: Mei-Lung Fore Koch

being first duly sworn, deposes and says that he or she is

Company Title: President of

Company Name: Koch & Koch, Inc.

the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid."

CERTIFICATIONS (cont'd)

CHILD SUPPORT COMPLIANCE ACT

Under Pub Cont Code ♦ 7110, the contractor acknowledges that:

1. The contractor recognizes the importance of child and family support obligations and shall fully comply with all applicable state and federal laws relating to child and family support enforcement, including, but not limited to, disclosure of information and compliance with earnings assignment orders, as provided in Chapter 8 (commencing with section 5200) of Part 5 of Division 9 of the Family Code; and
 2. The contractor to the best of its knowledge is fully complying with the earnings assignment orders of all employees and is providing the names of all new employees to the New Hire Registry maintained by the Employment Development Department.
-

VIOLATION OF LAW OR A SAFETY REGULATION

Under Pub Cont Code ♦ 10162, the Bidder must complete, under penalty of perjury, the following questionnaire:

Has the Bidder, any officer of the Bidder, or any employee of the Bidder who has a proprietary interest in the Bidder, ever been disqualified, removed, or otherwise prevented from bidding on, or completing a federal, state, or local government project because of a violation of law or a safety regulation? No

If the answer is yes, explain the circumstances in the following space.

Explanation:

NATIONAL LABOR RELATIONS BOARD

Under Pub Cont Code ♦ 10232, the contractor, swears under penalty of perjury, that no more than one final unappealable finding of contempt of court by a federal court has been issued against the contractor within the immediately preceding two year period because of the contractor's failure to comply with an order of a federal court which orders the contractor to comply with an order of the National Labor Relations Board.

CERTIFICATIONS (cont'd)

ANTITRUST LAW

Under Pub Con Code ♦ 10285.1, the Bidder declares under penalty of perjury under the laws of the State of California that the Bidder Has Not been convicted within the preceding three years of any offenses referred to in that section, including any charge of fraud, bribery, collusion, conspiracy, or any other act in violation of any state or federal antitrust law in connection with the bidding upon, award of, or performance of, any public works contract, as defined in Pub Cont Code ♦ 1101, with any public entity, as defined in Pub Cont Code ♦ 1100, including the Regents of the University of California or the Trustees of the California State University. The term "Bidder" includes any partner, member, officer, director, responsible managing officer, or responsible managing employee thereof, as referred to in Section 10285.1.

If the Bidder has been convicted of an offense within the past 3 years, provide the conviction details including the date and ultimate resolution of each conviction in the space below.

Explanation:

BIDDER RESPONSIBILITY QUESTIONNAIRE

Failure to truthfully answer the following questions will result in a finding that the bid is nonresponsive. The Bidder must complete, under penalty of perjury, the following questionnaire:

1. Within the past 10 years, has the Bidder been found to be a nonresponsible bidder by any public entity, including federal, State, local, or regional entities?

No

2. Within the past 10 years, have any of the Bidder's officers or employees with a proprietary interest in the Bidder been determined to be a nonresponsible bidder by a public entity, including federal, State, local or regional entities?

No

3. Is there any officer or employee of the Bidder who now has or has had any proprietary interest in another company that bid or bids on public works projects whose company has been determined to be a nonresponsible bidder by any public entity, including federal, State, local, or regional entities?

No

4. If the answer is to any of the 3 preceding questions is yes, disclose all pertinent details of the determination of nonresponsibility, including:

4.1. Date of each nonresponsibility determination

4.2. Name of each public agency issuing the nonresponsibility determination and a contact person at that agency who would have information about the determination

4.3. Contract number for each nonresponsibility determination

Explanation:

BIDDER'S BOND

Contract No. 07-4T3504

Bond No. _____

We _____

_____ as Principal, and

as Surety are bound unto the State of California, Department of Transportation, hereafter referred to as "Obligee", in the penal sum of ten percent (10%) of the total bid of the Principal submitted to the Obligee for the work described below for the payment of which sum we bind ourselves, jointly and severally,

THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:

WHEREAS, the Principal is submitting a bid to the Obligee FOR BUILDING CONSTRUCTION IN KERN COUNTY NEAR LEBEC AT THE FRAZIER SAND-SALT SHED

In District 07 On Route 5755 for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on 12-05-12

NOW, THEREFORE, if the Principal is awarded the contract and, within the time and manner required under the specifications, after the prescribed forms are presented to him for signature, enters into a written contract, in the prescribe form, in accordance with the bid, and files two bonds with the Obligee, one to guarantee faithful performance (if specified in the contract) of the contract and the other to guarantee payment for labor and materials as provided by law, then this obligation shall be null and void; otherwise, it shall remain in full force.

In the event a suit is brought upon this bond by the Obligee and judgement is recovered, the Surety shall pay all costs incurred by the Obligee in such a suit, including reasonable attorney's fee to be fixed by the court.

Dated: _____, 20____.

Correspondence or claims relating to this bond should be sent to the surety at the following address:

Principal

Surety

Attorney-in-Fact

CALIFORNIA ALL PURPOSE ACKNOWLEDGEMENT

State of California

County of _____

On this _____ before me, _____

Date

Here insert Name and Title of Officer

personally appeared _____

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY upon the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

SIGNATURE _____

Signature of Notary Public

(SEAL)

BIDDER'S BOND
ADM-2010 (REV. 8/2007)

Contract No. _____

Bond No. 81144-177

We KOCH & KOCH, INC.

_____ as Principal, and

DEVELOPERS SURETY AND INDEMNITY COMPANY

as Surety are bound unto the State of California, Department of Transportation, hereafter referred to as "Obligee", in the penal sum of ten percent (10%) of the total amount of the bid of the Principal submitted to the Obligee for the work described below, for the payment of which sum we bind ourselves, jointly and severally,

THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:

WHEREAS, the Principal is submitting a bid to the Obligee, for BUILDING CONSTRUCTION IN KERN COUNTY NEAR LEBEC
(Copy here the exact description of work, including location, as it appears on the proposal)
AT THE FRAZIER SAND-SALT SHED - CONSTRUCTION SAND-SALT SHED

for which bids are to be opened at 1727 30TH STREET, SACRAMENTO, CA
(Insert place where bids will be opened)
2PM on DECEMBER 5, 2012
(Insert date of bid opening)

NOW, THEREFORE, if the Principal is awarded the contract and, within the time and manner required under the specifications, after the prescribed forms are presented to him for signature, enters into a written contract, in the prescribed form, in accordance with the bid, and files two bonds with the Obligee, one to guarantee faithful performance (if specified in the contract) of the contract and the other to guarantee payment for labor and materials as provided by law, then this obligation shall be null and void; otherwise, it shall remain in full force.

In the event a suit is brought upon this bond by the Obligee and judgment is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorney's fee to be fixed by the court.

Dated: NOVEMBER 30, 2012

Correspondence or claims relating to this bond should be sent to the surety at the following address: 17771 COWAN, STE. 100, IRVINE, CA 92614

KOCH & KOCH, INC.
(Signature)
Principal
DEVELOPERS SURETY AND INDEMNITY COMPANY
By Erin Johnson Surety
ERIN JOHNSON
Attorney-in-Fact

CERTIFICATE OF ACKNOWLEDGMENT

State of California

County of _____ SS

On this _____ day of _____ in the year 20 _____ before me, a notary public in and for the county and state aforesaid, personally appeared _____, known to me to be the person whose name is subscribed to the within instrument and known to me to be the Attorney-in-Fact of _____, and acknowledged to me that he (she) subscribed the name of the said company thereto as surety, and his (her) own name as Attorney-in-Fact.

(SEAL)

Notary Public

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

STATE OF CALIFORNIA

County of Sacramento }

On 11/30/12 before me, Sandra R. Black, Notary Public
Date Here Insert Name and Title of the Officer

personally appeared Erin Johnson
Name(s) of Signer(s)



Place Notary Seal Above

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

Witness my hand and official seal

Signature [Handwritten Signature]
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: Erin Johnson

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____

RIGHT THUMBPRINT OF SIGNER

Top of thumb here

Signer Is Representing:
Indemnity Company of California
Developers Surety and Indemnity
Company

Signer's Name: _____

- Individual
- Corporate Officer — Title(s): _____
- Partner — Limited General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: _____

RIGHT THUMBPRINT OF SIGNER

Top of thumb here

Signer Is Representing:

POWER OF ATTORNEY FOR
DEVELOPERS SURETY AND INDEMNITY COMPANY
INDEMNITY COMPANY OF CALIFORNIA
PO Box 19725, IRVINE, CA 92623 (949) 263-3300

KNOW ALL BY THESE PRESENTS that except as expressly limited, DEVELOPERS SURETY AND INDEMNITY COMPANY and INDEMNITY COMPANY OF CALIFORNIA, do each hereby make, constitute and appoint:

Erin Johnson, Sandy Black, Sharon J. Rusconi, jointly or severally

as their true and lawful Attorney(s)-in-Fact, to make, execute, deliver and acknowledge, for and on behalf of said corporations, as sureties, bonds, undertakings and contracts of suretyship giving and granting unto said Attorney(s)-in-Fact full power and authority to do and to perform every act necessary, requisite or proper to be done in connection therewith as each of said corporations could do, but reserving to each of said corporations full power of substitution and revocation, and all of the acts of said Attorney(s)-in-Fact, pursuant to these presents, are hereby ratified and confirmed.

This Power of Attorney is granted and is signed by facsimile under and by authority of the following resolutions adopted by the respective Boards of Directors of DEVELOPERS SURETY AND INDEMNITY COMPANY and INDEMNITY COMPANY OF CALIFORNIA, effective as of January 1st, 2008.

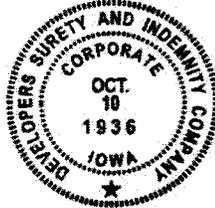
RESOLVED, that a combination of any two of the Chairman of the Board, the President, Executive Vice-President, Senior Vice-President or any Vice President of the corporations be, and that each of them hereby is, authorized to execute this Power of Attorney, qualifying the attorney(s) named in the Power of Attorney to execute, on behalf of the corporations, bonds, undertakings and contracts of suretyship; and that the Secretary or any Assistant Secretary of either of the corporations be, and each of them hereby is, authorized to attest the execution of any such Power of Attorney;

RESOLVED, FURTHER, that the signatures of such officers may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures shall be valid and binding upon the corporations when so affixed and in the future with respect to any bond, undertaking or contract of suretyship to which it is attached.

IN WITNESS WHEREOF, DEVELOPERS SURETY AND INDEMNITY COMPANY and INDEMNITY COMPANY OF CALIFORNIA have severally caused these presents to be signed by their respective officers and attested by their respective Secretary or Assistant Secretary this October 4th, 2011.

By: Daniel Young
Daniel Young, Senior Vice-President

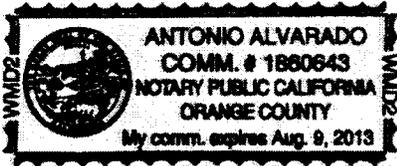
By: Steve A. Tvedt
Steve A. Tvedt, Vice-President



State of California
County of Orange

On October 4, 2011 before me, Antonio Alvarado, Notary Public
Date Here Insert Name and Title of the Officer

personally appeared Daniel Young and Steve A. Tvedt
Name(s) of Signer(s)



Place Notary Seal Above

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Antonio Alvarado
Antonio Alvarado, Notary Public

CERTIFICATE

The undersigned, as Secretary or Assistant Secretary of DEVELOPERS SURETY AND INDEMNITY COMPANY or INDEMNITY COMPANY OF CALIFORNIA, does hereby certify that the foregoing Power of Attorney remains in full force and has not been revoked and, furthermore, that the provisions of the resolutions of the respective Boards of Directors of said corporations set forth in the Power of Attorney are in force as of the date of this Certificate.

This Certificate is executed in the City of Irvine, California, this 30th day of November, 2012

By: Gregg N. Okura
Gregg Okura, Assistant Secretary