

CALTRANS
STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID FOR

2 C6

CONSTRUCTION ON STATE HIGHWAY IN
SISKIYOU COUNTY IN AND NEAR YREKA AT VARIOUS LOCATIONS FROM MOTT AVENUE
UNDERCROSSING TO KLAMATH RIVER BRIDGE
In District 02 on Route 5, 89

UNDER

Notice to Bidders and Special Provisions dated January 12, 2015
Project plans approved December 15, 2014
Standard Specifications dated 2010
Standard Plans dated 2010

Identified by

Contract No. 02-4G7204

02-Sis-5, 89-VAR

Project ID 0214000052

Bids open Wednesday, February 11, 2015

Dated January 12, 2015

AADD

Name of Bidder J. F. Shea Construction, Inc.
Bidder ID VC0000022972
Business Street Address P. O. Box 494519
(Include even if P.O. Box is used)
Business P.O. Box
City, State, Zip Redding, CA, 5302469940
Telephone No. 5302464292
Fax No. 5302469940
Contractor License No.769989
Checksum ODEEC005

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 shown on 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 nonplant establishment work within the number of working days bid for nonplant establishment work.

2. Bidder has and acknowledges the following addenda:0
3. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid: Electronic Bidder's Bond
4. 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

PRINTED NAME:Ed Kernaghan AND
TITLE OF PERSON SIGNING:Vice President

BY (Authorized signature)

DATE SIGNED(Do not type)

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
1	070030	LEAD COMPLIANCE PLAN	LUMP SUM LS	LUMP SUM	1,375.00
2	120090	CONSTRUCTION AREA SIGNS	LUMP SUM LS	LUMP SUM	3,870.00
3	120100	TRAFFIC CONTROL SYSTEM	LUMP SUM LS	LUMP SUM	153,000.00
4	128652	PORTABLE CHANGEABLE MESSAGE SIGN	LUMP SUM LS	LUMP SUM	10,000.00
5	130100	JOB SITE MANAGEMENT	LUMP SUM LS	LUMP SUM	2,200.00
6	130200	PREPARE WATER POLLUTION CONTROL PROGRAM	LUMP SUM LS	LUMP SUM	650.00
7	130510	TEMPORARY MULCH	160.0 SQYD	26.00	4,160.00
8	130640	TEMPORARY FIBER ROLL	240.0 LF	11.00	2,640.00
9	130900	TEMPORARY CONCRETE WASHOUT	LUMP SUM LS	LUMP SUM	1,200.00
10	141103	REMOVE YELLOW THERMOPLASTIC TRAFFIC STRIPE (HAZARDOUS WASTE)	660.0 LF	8.00	5,280.00
11	141120	TREATED WOOD WASTE	3,170.0 LB	0.50	1,585.00
12	149003	SAMPLING AND ANALYSIS PLAN (NATURALLY OCCURRING ASBESTOS)	LUMP SUM LS	LUMP SUM	3,300.00

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
13	150100	PUBLIC SAFETY PLAN	LUMP SUM LS	LUMP SUM	850.00
14	150310	RAPID SETTING CONCRETE (PATCH)	233.0 CF	58.00	13,514.00
15	150661	REMOVE GUARDRAIL	13.0 LF	22.00	286.00
16	150714	REMOVE THERMOPLASTIC TRAFFIC STRIPE	660.0 LF	2.00	1,320.00
17	150722	REMOVE PAVEMENT MARKER	16.0 EA	3.50	56.00
18	028419	REMOVE POLYESTER CONCRETE OVERLAY	67,660.0 SQFT	2.10	142,086.00
19	151627	RECONSTRUCT GUARDRAIL (WOOD POST)	240.0 LF	39.00	9,360.00
20	028420	RECONSTRUCT TERMINAL SYSTEM	3.0 EA	1,100.00	3,300.00
21	153103	COLD PLANE ASPHALT CONCRETE PAVEMENT	3,190.0 SQYD	12.00	38,280.00
22	153223	REMOVE UNSOUND CONCRETE	233.0 CF	200.00	46,600.00
23	153225	PREPARE CONCRETE BRIDGE DECK SURFACE	104,086.0 SQFT	0.25	26,021.50
24	153227	FURNISH POLYESTER CONCRETE OVERLAY	9,258.0 CF	70.00	648,060.00

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
25(F)	153228	PLACE POLYESTER CONCRETE OVERLAY	92,582.0 SQFT	2.00	185,164.00
26(F)	153233	TREAT BRIDGE DECK	11,504.0 SQFT	0.50	5,752.00
27	153234	FURNISH BRIDGE DECK TREATMENT MATERIAL	128.0 GAL	50.00	6,400.00
28	190101	ROADWAY EXCAVATION	37.0 CY	50.00	1,850.00
29	190185	SHOULDER BACKING	38.0 TON	255.00	9,690.00
30	390132	HOT MIX ASPHALT (TYPE A)	560.0 TON	235.00	131,600.00
31	394053	SHOULDER RUMBLE STRIP (HMA, GROUND-IN INDENTATIONS)	14.0 STA	450.00	6,300.00
32	397005	TACK COAT	2.4 TON	950.00	2,280.00
33	420203	GRIND EXISTING BRIDGE DECK	2,769.0 SQYD	11.50	31,843.50
34	511118	CLEAN EXPANSION JOINT	847.0 LF	30.00	25,410.00
35	519081	JOINT SEAL (MR 1/2")	767.0 LF	40.00	30,680.00
36	519088	JOINT SEAL (MR 1")	40.0 LF	90.00	3,600.00

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
37	519091	JOINT SEAL (MR 1 1/2")	40.0 LF	110.00	4,400.00
38	820151	OBJECT MARKER (TYPE L-1)	5.0 EA	55.00	275.00
39	028421	CONCRETE BARRIER (TRANSITION)	30.0 LF	680.00	20,400.00
40	028422	GUARD RAILING TRANSITION (TYPE WB)	6.0 EA	4,500.00	27,000.00
41	840560	THERMOPLASTIC TRAFFIC STRIPE (SPRAYABLE)	10,700.0 LF	1.50	16,050.00
42	850122	PAVEMENT MARKER (RETROREFLECTIVE-RECESSED)	80.0 EA	90.00	7,200.00
43	860090	MAINTAINING EXISTING TRAFFIC MANAGEMENT SYSTEM ELEMENTS DURING CONSTRUCTION	LUMP SUM LS LS LS	LUMP SUM	1,650.00
44	999990	MOBILIZATION	LUMP SUM LS	LUMP SUM	150,000.00
Total Bid					\$1,786,538.00

Bidding Firm: J. F. Shea Construction, Inc.

Under Public Contract Code ♦ 4100 et seq., the Bidder must set forth in the bid the name, the location of the place of business, the California contractor license number, and the portion of work of each subcontractor who will perform work or labor or render service to the prime contractor in or about the construction of the work or improvement, or a subcontractor licensed by the State of California who, under subcontract to the prime contractor, specially fabricates and installs a portion of the work or improvement according to detailed drawings contained in the plans and specifications, in an amount in excess of one-half of 1 percent of the prime contractor's total bid or ten thousand dollars (\$10,000), whichever is greater.

The Bidder must submit within 24 hours of the bid opening the bid item numbers with percentages of the portion of work subcontracted.

a Not required on contracts with Federal-Aid.

List this sub? Yes

1) Business Name Titan DVBE
Location City Redding State CA
California Contractor License Number (a) 913725
Description of Portion of Work

Traffic Control

Bid Item Numbers

3
Percentage of Bid Item Subcontracted

25
Bid Item Numbers

4
Percentage of Bid Item Subcontracted

100
Bid Item Numbers

Percentage of Bid Item Subcontracted

Bid Item Numbers

Percentage of Bid Item Subcontracted

Bid Item Numbers

Percentage of Bid Item Subcontracted

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION
Contract No.: 02-4G7204 Project ID: 0214000052
Bidder Name: J. F. Shea Construction, Inc.

Bidder ID: VC0000022972

List this sub? Yes

2) Business NameSapper West
Location City Sacramento State CA
California Contractor License Number (a) 939685
Description of Portion of Work

Water pollution control plan

Bid Item Numbers

6

Percentage of Bid Item Subcontracted

100

Bid Item Numbers

Percentage of Bid Item Subcontracted

List this sub? Yes

3) Business NameLee Contractors and Consultants, INC
Location City Nipomo State CA
California Contractor License Number (a) 961702
Description of Portion of Work

Maintain existing traffic management system

Bid Item Numbers

43

Percentage of Bid Item Subcontracted

100

Bid Item Numbers

Percentage of Bid Item Subcontracted

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-4G7204 Project ID: 0214000052

Bidder Name: J. F. Shea Construction, Inc.

Bidder ID: VC0000022972

List this sub? Yes

4) Business Name Pinnacle Grinding and Grooving

Location City Reno State NV

California Contractor License Number (a) 995542

Description of Portion of Work

Grinding

Bid Item Numbers

18

Percentage of Bid Item Subcontracted

65

Bid Item Numbers

33

Percentage of Bid Item Subcontracted

60

Bid Item Numbers

Percentage of Bid Item Subcontracted

Bid Item Numbers

Percentage of Bid Item Subcontracted

Bid Item Numbers

Percentage of Bid Item Subcontracted

List this sub? Yes

5) Business Name Apply-A-Line

Location City Anderson State CA

California Contractor License Number (a) 562762

Description of Portion of Work

Striping removal, place, rumble strip

Bid Item Numbers

10

Percentage of Bid Item Subcontracted

100

Bid Item Numbers

16

Percentage of Bid Item Subcontracted

100

Bid Item Numbers

31

Percentage of Bid Item Subcontracted

100

Bid Item Numbers

41

Percentage of Bid Item Subcontracted

100

Bid Item Numbers

42

Percentage of Bid Item Subcontracted

100

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-4G7204 Project ID: 0214000052

Bidder Name: J. F. Shea Construction, Inc.

Bidder ID: VC0000022972

List this sub? Yes

6) Business NameApply-A-Line

Location City Anderson State CA

California Contractor License Number (a) 562762

Description of Portion of Work

Mobe

Bid Item Numbers

44

Percentage of Bid Item Subcontracted

.009

Bid Item Numbers

Percentage of Bid Item Subcontracted

List this sub? Yes

7) Business NameApex Fence CO

Location City Anderson State CA

California Contractor License Number (a) 269127

Description of Portion of Work

Gaurdrail

Bid Item Numbers

11, 15, 19, 20, 38, 40

Percentage of Bid Item Subcontracted

100, 100, 100, 100, 100, 100

Bid Item Numbers

Percentage of Bid Item Subcontracted

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-4G7204 Project ID: 0214000052

Bidder Name: J. F. Shea Construction, Inc.

Bidder ID: VC0000022972

List this sub? Yes

8) Business Name Highway Specialty Co.
Location City Palo Cedro State CA
California Contractor License Number (a) 957808
Description of Portion of Work

Construction Area Signs

Bid Item Numbers

2

Percentage of Bid Item Subcontracted

100

Bid Item Numbers

Percentage of Bid Item Subcontracted

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-4G7204 Project ID: 0214000052

Bidder Name: J. F. Shea Construction, Inc.

Bidder ID: VC0000022972

REQUEST FOR SMALL BUSINESS PREFERENCE OR NON-SMALL BUSINESS PREFERENCE

DES-OE-0102.7 (REV 02/2010)

COMPLETE ONE OF THE FOLLOWING:

*Small Business Preference

The undersigned small business preference and certifies, under penalty of perjury, that the firm meets the requirements of 2 CA Code of Regs ♦ 1896 et seq. and is certified as a small business at the time and day of bid opening or has submitted a complete application to the Department of General Services (DGS) and is subsequently certified. The complete application and any required substantiating documentation must be received by DGS by 5:00 p.m. on bid opening date.

Small Business Certification (Reference) Number:

Date: Signature: _____

*Non-Small Business Preference

The undersigned requests 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 ♦ 1896 et seq. and the firms are certified as small businesses at the time and day of bid opening or have submitted a complete application and are subsequently certified by the Department of General Services (DGS). The complete application and any required substantiating documentation must be received by DGS by 5:00 p.m. on bid opening date. List these firms on the Certified Small Business Listing for the Non-Small Business Preference form.

Date: 02/11/15 Signature: _____

This form must be completed 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.
or
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:
or
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:
(Enter state or country)
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.

DATE _____ Signature of Bidder _____

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 02-4G7204 Project ID: 0214000052

Bidder Name: J. F. Shea Construction, Inc.

Bidder ID: VC0000022972

OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS

DES-OE-0102.12A (REV. 8/2012)

To opt out of payment adjustments for price index fluctuations as specified, complete this form.

I opt out of the payment adjustments for price index fluctuations.

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

Date: Bidder's Name:

Signature: _____

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 Shasta

Name: Ed Kernaghan,

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

Vice President of

J.F. Shea Construction, 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.

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.

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.

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.

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.

PERMITS, LICENSES, AGREEMENTS, CERTIFICATIONS, AND RAILROAD
RELATIONS AND INSURANCE REQUIREMENTS

Bidder acknowledges that permits, licenses, agreements, certifications, and the requirements in the document titled "Railroad Relations and Insurance Requirements" are components of the Contract under section 5-1.02 of the Standard Specifications.

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 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

END CERTIFICATIONS

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 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 CONSTRUCTION ON STATE HIGHWAY IN SISKIYOU COUNTY IN AND NEAR YREKA AT VARIOUS LOCATIONS FROM MOTT AVENUE UNDERCROSSING TO KLAMATH RIVER BRIDGE In District 02 on Route 5, 89 for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on 02-11-15.

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 judgement 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: _____, 20____.

Principal _____

Surety _____

By _____

Attorney-in-Fact

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

CALIFORNIA ALL-PURPOSE ACKNOWLEDGEMENT

State of California

County of _____

On this _____ before me, _____

Date Here insert Name and Title of the 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 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 _____

Signature of Notary Public

(SEAL)



State of California, Department of Transportation - Chris Rice

Bond Number: SCA15637105

Contractor Information

Principal: J. F. Shea Construction, Inc. 530-246-4292

Address: P. O. Box 494519 Redding California 96049 United States

Contractor's State Vendor ID Number: VC0000022972

Owner/Obligee Information

Bond Form: Bid Bond in accordance with Contract Specifications

Owner / Obligee: State of California, Department of Transportation

Address: 1727 30th Street, Bidders' Exchange, MS 26 Sacramento California 95816 United States

Bond Information

Surety: Liberty Mutual Insurance Company

Rider Present: [Click here to view](#)

Amount of Bid Security: 10%

Contract ID Number: 02-4G7204

Description of Job: Bridge Maintenance, Polyester Concrete Overlay. CONSTRUCTION ON STATE HIGHWAY IN SISKIYOU COUNTY IN AND NEAR YREKA AT VARIOUS LOCATIONS FROM MOTT AVENUE UNDERCROSSING TO KLAMATH RIVER BRIDGE

[View AMBest Information](#) [View Surety Profile](#) [Treasury List](#)

Primary Agency:

Aon Risk Insurance Services West, Inc.

Power of Attorney Limited to: No Stated Limit

Executed

Executed By:

Simone Gerhard - 1/20/2015 1:10:04 PM ET

Phone: 213-630-1386

Email: simone.gerhard@aon.com

Know all men by these presents that Liberty Mutual Insurance Company, a Corporation duly organized under the laws of the State of Massachusetts, are held and firmly bound unto the above owner/obligee by this transmission. The surety agrees to waive the Statute of Fraud defense and further agrees that the owner/obligee is a third party beneficiary of the waiver for the purposes of enforcing this bid bond.

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