

CALTRANS
STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID FOR

7 J4

BUILDING CONSTRUCTION IN
KERN COUNTY IN LEBEC AT THE LEBEC MAINTENANCE STATION AT 1586 LEBEC SERVICE
ROAD
In District 07 on Route 5725

UNDER

Notice to Bidders and Special Provisions dated September 15, 2014
Project plans approved August 25, 2014
Standard Specifications dated 2010
Standard Plans dated 2010

Identified by

Contract No. 07-2W5404

07-Ker-5725

Project ID 0713000206

Bids open Wednesday, October 15, 2014

Dated September 15, 2014

Name of Bidder Marsh Creek, LLC
Bidder ID VC1500001251
Business Street Address 502 Giuseppe Ct.
(Include even if P.O. Box is used)
Business P.O. Box Suite 11
City, State, Zip Roseville, CA, 95678
Telephone No. 916-782-1108
Fax No. 916-782-1297
Contractor License No.981005
Checksum CF7E0714

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 non♦plant establishment work within the number of working days bid for non♦plant 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: 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:William Weber AND
TITLE OF PERSON SIGNING:Program Manager

BY (Authorized signature)

DATE SIGNED(Do not type)

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 07-2W5404 Project ID: 0713000206

Bidder Name: Marsh Creek, LLC

Bidder ID: VC1500001251

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
1	130100	JOB SITE MANAGEMENT	LUMP SUM LS	LUMP SUM	74,863.00
2	130200	PREPARE WATER POLLUTION CONTROL PROGRAM	LUMP SUM LS	LUMP SUM	525.00
3	130900	TEMPORARY CONCRETE WASHOUT	LUMP SUM LS	LUMP SUM	1,260.00
4	141001	HEALTH AND SAFETY PLAN	LUMP SUM LS	LUMP SUM	2,310.00
5	994650	BUILDING WORK	LUMP SUM LS	LUMP SUM	1,781,803.00
Total Bid					\$1,860,761.00

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 07-2W5404 Project ID: 0713000206

Bidder Name: Marsh Creek, LLC

Bidder ID: VC1500001251

SUBCONTRACTOR LIST

DES-OE-0102.2B(REV 5/2014)

Bidding Firm: Marsh Creek, LLC

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.

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION
Contract No.: 07-2W5404 Project ID: 0713000206
Bidder Name: Marsh Creek, LLC
SUBCONTRACTOR LIST
DES-OE-0102.2B(REV 5/2014)

Bidder ID: VC1500001251

Bidding Firm: Marsh Creek, LLC

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 Sturgeon Services
 - Location City Bakersfield State CA
 - California Contractor License Number (a) 464120
 - Description of Portion of Work
 - Demolition, Site Clearing, Grading, Paving
 - Bid Item Numbers
 - 5
 - Percentage of Bid Item Subcontracted
 - 7
 - Bid Item Numbers
 - Percentage of Bid Item Subcontracted
 - 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.: 07-2W5404 Project IO: 0713000206

Bidder Name: Marsh Creek, LLC

Bidder ID: VC1500001251

List this sub? Yes

2) Business Name McGowan Concrete
Location City La Quinta State CA
California Contractor License Number (a) 772649
Description of Portion of Work

Concrete, Rebar

Bid Item Numbers

5

Percentage of Bid Item Subcontracted

7.7

Bid Item Numbers

Percentage of Bid Item Subcontracted

List this sub? Yes

3) Business Name Stoney Masonry
Location City Madera State CA
California Contractor License Number (a) 777782
Description of Portion of Work

Masonry, Masonry Rebar

Bid Item Numbers

5

Percentage of Bid Item Subcontracted

8.9

Bid Item Numbers

Percentage of Bid Item Subcontracted

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION
Contract No.: 07-2W5404 Project ID: 0713000206
Bidder Name: Marsh Creek, LLC

Bidder ID: VC1500001251

List this sub? Yes

4) Business Name Kodiak Roofing
Location City Lincoln State CA
California Contractor License Number (a) 732770
Description of Portion of Work

Metal Roofing, Metal Soffit, Sheet Metal Flashing

Bid Item Numbers

5
Percentage of Bid Item Subcontracted
2.7

Bid Item Numbers

Percentage of Bid Item Subcontracted

List this sub? Yes

5) Business Name Industrial Door Co.
Location City West Sacramento State CA
California Contractor License Number (a) 722434
Description of Portion of Work

Sectional Overhead Doors

Bid Item Numbers

5
Percentage of Bid Item Subcontracted
1.6

Bid Item Numbers

Percentage of Bid Item Subcontracted

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 07-2W5404 Project ID: 0713000206

Bidder Name: Marsh Creek, LLC

Bidder ID: VC1500001251

List this sub? Yes

6) Business NameAtascadero
Location City Atascadero State CA
California Contractor License Number (a) 453652
Description of Portion of Work

Windows

Bid Item Numbers

5
Percentage of Bid Item Subcontracted
1.2

Bid Item Numbers

Percentage of Bid Item Subcontracted

List this sub? Yes

7) Business NameWm. B Saleh
Location City Bakersfield State CA
California Contractor License Number (a) 268108
Description of Portion of Work

Painting, Water Repellent

Bid Item Numbers

5
Percentage of Bid Item Subcontracted
1.2

Bid Item Numbers

Percentage of Bid Item Subcontracted

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION
Contract No.: 07-2W5404 Project ID: 0713000206
Bidder Name: Marsh Creek, LLC

Bidder ID: VC1500001251

List this sub? Yes

8) Business Name Taft Plumbing
Location City Taft State CA
California Contractor License Number (a) 195775
Description of Portion of Work

Plumbing

Bid Item Numbers

5
Percentage of Bid Item Subcontracted
28.3

Bid Item Numbers

Percentage of Bid Item Subcontracted

List this sub? Yes

9) Business Name Christianbelle Electric
Location City Hesperia State CA
California Contractor License Number (a) 864559
Description of Portion of Work

Electrical

Bid Item Numbers

5
Percentage of Bid Item Subcontracted
14.8

Bid Item Numbers

Percentage of Bid Item Subcontracted



MARSHCREEK, LLC

DATE: 10/15/14

Send to: Department of Transportation
Attention: Office Engineer
Office Location: Sacramento, CA
Fax Number: 916-227-6282

From: Teresa Owens
Office Location: Roseville, CA
Phone Number: 916-782-1108 (o)/916-267-7881 (c)
Number of Pages, Including Cover: 2

• URGENT REPLY ASAP PLEASE COMMENT PLEASE REVIEW FOR YOUR INFORMATION

COMMENTS:

SUBCONTRACTOR LIST FOR 07-2W5404

TAX COVER

Marsh Creek, LLC
502 Giuseppe Ct, Suite 11, Roseville, CA 95678
916-782-1108 | 916-782-1297
Teresa.owens@marshcreekllc.com | www.marshcreekllc.com

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 07-2W5404 Project ID: 0713000206

Bidder Name: Marsh Creek, LLC

Bidder ID: VC1500001251

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: 10/15/14 Signature: _____

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 07-2W5404 Project ID: 0713000206

Bidder Name: Marsh Creek, LLC

Bidder ID: VC1500001251

CALIFORNIA COMPANY PREFERENCE

DES-OE-102.9 (REV 11/2008)

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 not 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.:

or

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

4. I am not a California company.

My principal place of business is in:Alaska

(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: 5% Alaska bidder's preference

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.: 07-2W5404 Project ID: 0713000206

Bidder Name: Marsh Creek, LLC

Bidder ID: VC1500001251

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: _____

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 07-2W5404 Project ID: 0713000206

Bidder Name: Marsh Creek, LLC

Bidder ID: VC1500001251

CERTIFIED SMALL BUSINESS LISTING FOR THE NON-SMALL BUSINESS PREFERENCE

DES-OE-102.8 (REV 2/2011)

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 may be cause for denial of the non-small business subcontractor preference. Attach additional sheets if necessary.

Submit to:

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

Person to contact: William Weber
(Please Type or Print)

(Area Code) Telephone number: 916-412-7275

Total Claimed Participation:

\$492,380.00
31.45 % of Contract

Bid Item Number

994650

Description of Work, Service, or Materials:

Masonry

Certified Small Business Name

Stoney Masonry

Telephone No 559-673-8000 Certification No. 1346220

\$Amount 165,000.00

Bid Item Number

994650

Description of Work, Service, or Materials:

Sectional Overhead Door

Certified Small Business Name

Industrial Door Co.

Telephone No. 916-386-6003 Certification No. 23419

\$Amount 29,880.00

Bid Item Number

994650

Description of Work, Service, or Materials:

Windows & Glazing

Certified Small Business Name

Atascadero Glass Inc.

Telephone No. 805-466-2644 Certification No. 1026868

\$Amount 22,500.00

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 07-2W5404 Project ID: 0713000206

Bidder Name: Marsh Creek, LLC

Bidder ID: VC1500001251

CERTIFIED SMALL BUSINESS LISTING FOR THE NON-SMALL BUSINESS PREFERENCE

DES-OE-102.8 (REV 2/2011)

Bid Item Number

994650

Description of Work, Service, or Materials:

Electrical

Certified Small Business Name

Christianbelle Electric

Telephone No. 760-948-3444 Certification No. 1759783

\$Amount 275,000.00

Bid Item Number

Description of Work, Service, or Materials:

Certified Small Business Name

Telephone No. Certification No.

\$Amount

Bid Item Number

Description of Work, Service, or Materials:

Certified Small Business Name

Telephone No. Certification No.

\$Amount

Bid Item Number

Description of Work, Service, or Materials:

Certified Small Business Name

Telephone No. Certification No.

\$Amount

Bid Item Number

Description of Work, Service, or Materials:

Certified Small Business Name

Telephone No. Certification No.

\$Amount

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 Placer

Name: William Weber,

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

Program Manager of

Marsh Creek LLC

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 nonresponsive 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 nonresponsive 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 nonresponsive 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
BUILDING CONSTRUCTION IN
KERN COUNTY IN LEBEC AT THE LEBEC MAINTENANCE STATION AT 1586 LEBEC SERVICE ROAD
In District 07 on Route 5725
for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on 10-15-14.

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
BIDDER'S BOND
DES-OE-0102.3 (REV 3/2008)

Contract No. 07-2W5404

Bond No. BBSU

We Marsh Creek, LLC

_____ as Principal, and

International Fidelity Insurance 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 in Lebec at the Lebec Maintenance Station at 1586 Lebec Service Road in District 07 on Route 5725, construct wash building facility
(Copy here the exact description of work, including location, as it appears on the proposal)

for which bids are to be opened at 1727 30th Street, Bidders Exchange, MS 26, Sacramento, CA 95816

(insert place where bids will be opened)

on 15 OCT 2014

(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 of the suit by the Obligee in such suit, including a reasonable attorney's fee to be fixed by the court.

Dated: September 30th, 2014

Correspondence or claims relating to this bond should be sent to the surety at the following address:
13400 Sabre Springs Parkway, Suite 245
San Diego, CA 92128

Marsh Creek, LLC

[Signature]

International Fidelity Insurance Company

Principal Jonathan Cole

By *[Signature]*

Surety
Attorney-in-Fact Michael R. Strahan



CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California }
County of _____ } *- See Attached -*

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.

(SEAL)

Signature _____
Signature of Notary Public

POWER OF ATTORNEY

INTERNATIONAL FIDELITY INSURANCE COMPANY ALLEGHENY CASUALTY COMPANY

ONE NEWARK CENTER, 20TH FLOOR NEWARK, NEW JERSEY 07102-5207

KNOW ALL MEN BY THESE PRESENTS: That **INTERNATIONAL FIDELITY INSURANCE COMPANY**, a corporation organized and existing under the laws of the State of New Jersey, and **ALLEGHENY CASUALTY COMPANY** a corporation organized and existing under the laws of the State of Pennsylvania, having their principal office in the City of Newark, New Jersey, do hereby constitute and appoint

MARLENE E. CARLES, MICHAEL R. STRAHAN

San Diego, CA.

their true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract or otherwise and the execution of such instrument(s) in pursuance of these presents, shall be as binding upon the said INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY, as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by their regularly elected officers at their principal offices.

This Power of Attorney is executed, and may be revoked, pursuant to and by authority of the By-Laws of INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY and is granted under and by authority of the following resolution adopted by the Board of Directors of INTERNATIONAL FIDELITY INSURANCE COMPANY at a meeting duly held on the 20th day of July, 2010 and by the Board of Directors of ALLEGHENY CASUALTY COMPANY at a meeting duly held on the 15th day of August, 2000:

"RESOLVED, that (1) the President, Vice President, Executive Vice President or Secretary of the Corporation shall have the power to appoint, and to revoke the appointments of, Attorneys-in-Fact or agents with power and authority as defined or limited in their respective powers of attorney, and to execute on behalf of the Corporation and affix the Corporation's seal thereto, bonds, undertakings, recognizances, contracts of indemnity and other written obligations in the nature thereof or related thereto; and (2) any such Officers of the Corporation may appoint and revoke the appointments of joint-control custodians, agents for acceptance of process, and Attorneys-in-fact with authority to execute waivers and consents on behalf of the Corporation; and (3) the signature of any such Officer of the Corporation and the Corporation's seal may be affixed by facsimile to any power of attorney or certification given for the execution of any bond, undertaking, recognizance, contract of indemnity or other written obligation in the nature thereof or related thereto, such signature and seals when so used whether heretofore or hereafter, being hereby adopted by the Corporation as the original signature of such officer and the original seal of the Corporation, to be valid and binding upon the Corporation with the same force and effect as though manually affixed."

IN WITNESS WHEREOF, INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY have each executed and attested these presents on this 12th day of March, 2012.



STATE OF NEW JERSEY
County of Essex

ROBERT W. MINSTER
Executive Vice President/Chief Operating Officer
(International Fidelity Insurance Company)
and President (Allegheny Casualty Company)



On this 12th day of March 2012, before me came the individual who executed the preceding instrument, to me personally known, and, being by me duly sworn, said he is the therein described and authorized officer of INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY; that the seals affixed to said instrument are the Corporate Seals of said Companies; that the said Corporate Seals and his signature were duly affixed by order of the Boards of Directors of said Companies.

IN TESTIMONY WHEREOF, I have hereunto set my hand affixed my Official Seal, at the City of Newark, New Jersey the day and year first above written.



A NOTARY PUBLIC OF NEW JERSEY
My Commission Expires April 16, 2019

CERTIFICATION

I, the undersigned officer of INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Sections of the By-Laws of said Companies as set forth in said Power of Attorney, with the originals on file in the home office of said companies, and that the same are correct transcripts thereof, and of the whole of the said originals, and that the said Power of Attorney has not been revoked and is now in full force and effect.

IN TESTIMONY WHEREOF, I have hereunto set my hand this 30th day of September, 2014

MARIA BRANCO, Assistant Secretary

ACKNOWLEDGMENT

State of California
County of San Diego)

On September 30th, 2014 before me, E.B. Strahan, Notary Public
(insert name and title of the officer)

personally appeared Michael R. Strahan
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 *E B Strahan*

(Seal)

