

CALTRANS
STATE OF CALIFORNIA
DEPARTMENT OF TRANSPORTATION
BID FOR

12

D-5

CONSTRUCTION OF STATE PARK AND RIDE
IRVINE COUNTY AT PARK AND RIDE AT WALNUT AVENUE
In District 12 on Route 5

UNDER

Notice to Bidders and Special Provisions dated April 11, 2016
Project plans approved March 7, 2016
Standard Specifications dated 2010
Standard Plans dated 2010

Identified by

Contract No. 12-0P2604

12-Ora-5-24.8

Project ID 1215000059

Bids open Wednesday, May 11, 2016

Dated April 11, 2016

AADD

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION
Contract No.: 12-0P2604 Project ID: 1215000059
Bidder Name: All American Asphalt
BID TO THE DEPARTMENT OF TRANSPORTATION
DES-OE-0102.1

Bidder ID: VC0000021572

Name of Bidder All American Asphalt
Bidder ID VC0000021572
Business Street Address PO Box 2229
(Include even if P.O. Box is used)
Business P.O. Box
City, State, Zip Corona, CA, 92878
Telephone No. 9517367600
Fax No.
Contractor License No.267073
California Department of Industrial Relations Registration number** 1000001051
Checksum 18F9F5C4

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:1
04-27-16 Revise Notice to Bidders and Special Provisions,
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:Mark Luer AND
TITLE OF PERSON SIGNING:President

BY (Authorized signature)

DATE SIGNED(Do not type)

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 12-0P2604 Project ID: 1215000059

Bidder Name: All American Asphalt

Bidder ID: VC0000021572

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	33,000.00
2	130300	PREPARE STORM WATER POLLUTION PREVENTION PLAN	LUMP SUM LS	LUMP SUM	1,820.00
3	130310	RAIN EVENT ACTION PLAN	1.0 EA	500.00	500.00
4	130320	STORM WATER SAMPLING AND ANALYSIS DAY	1.0 EA	178.00	178.00
5	130330	STORM WATER ANNUAL REPORT	1.0 EA	2,000.00	2,000.00
6	130510	TEMPORARY MULCH	2,230.0 SQYD	0.82	1,828.60
7	130610	TEMPORARY CHECK DAM	200.0 LF	2.00	400.00
8	130620	TEMPORARY DRAINAGE INLET PROTECTION	1.0 EA	102.00	102.00
9	130640	TEMPORARY FIBER ROLL	800.0 LF	3.00	2,400.00
10	130710	TEMPORARY CONSTRUCTION ENTRANCE	1.0 EA	1,725.00	1,725.00
11	130730	STREET SWEEPING	LUMP SUM LS	LUMP SUM	13,000.00
12	130900	TEMPORARY CONCRETE WASHOUT	LUMP SUM LS	LUMP SUM	405.00

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
13	150608	REMOVE CHAIN LINK FENCE	420.0 LF	9.25	3,885.00
14	150685	REMOVE IRRIGATION FACILITY	LUMP SUM LS	LUMP SUM	1,520.00
15	160102	CLEARING AND GRUBBING (LS)	LUMP SUM LS	LUMP SUM	10,800.00
16	190101	ROADWAY EXCAVATION	3,600.0 CY	38.00	136,800.00
17	194001	DITCH EXCAVATION	58.0 CY	105.00	6,090.00
18	202006	SOIL AMENDMENT	80.0 CY	102.00	8,160.00
19	202039	SLOW-RELEASE FERTILIZER	700.0 LB	10.15	7,105.00
20	204006	PLANT (GROUP F)	4,300.0 EA	1.50	6,450.00
21	204011	PLANT (GROUP K)	63.0 EA	558.00	35,154.00
22	204035	PLANT (GROUP A)	1,160.0 EA	9.15	10,614.00
23	204036	PLANT (GROUP B)	20.0 EA	30.50	610.00
24	204038	PLANT (GROUP U)	39.0 EA	306.00	11,934.00

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
25	204045	SOD	1,020.0 SQYD	2.55	2,601.00
26	204099	PLANT ESTABLISHMENT WORK	LUMP SUM LS	LUMP SUM	8,000.00
27	205035	WOOD MULCH	210.0 CY	76.00	15,960.00
28	206400	CHECK AND TEST EXISTING IRRIGATION FACILITIES	LUMP SUM LS	LUMP SUM	1,015.00
29	206402	OPERATE EXISTING IRRIGATION FACILITIES	LUMP SUM LS	LUMP SUM	1,520.00
30	206560	CONTROL AND NEUTRAL CONDUCTORS	LUMP SUM LS	LUMP SUM	3,550.00
31	206562	1" REMOTE CONTROL VALVE	4.0 EA	482.00	1,928.00
32	206564	1 1/2" REMOTE CONTROL VALVE	3.0 EA	548.00	1,644.00
33	206565	2" REMOTE CONTROL VALVE	6.0 EA	634.00	3,804.00
34	030938	VALVE DECODER FOR TWO-WIRE CONTROLLER	13.0 EA	152.00	1,976.00
35	030939	BICYCLE LOCKER	4.0 EA	2,460.00	9,840.00
36	208445	TREE WELL SPRINKLER ASSEMBLY	210.0 EA	86.00	18,060.00

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
37	208446	RISER SPRINKLER ASSEMBLY (GEAR DRIVEN)	29.0 EA	30.50	884.50
38	208447	POP-UP SPRINKLER ASSEMBLY (GEAR DRIVEN)	30.0 EA	43.60	1,308.00
39	208448	RISER SPRINKLER ASSEMBLY	65.0 EA	26.40	1,716.00
40	208449	POP-UP SPRINKLER ASSEMBLY	21.0 EA	33.50	703.50
41	208575	2" GATE VALVE	1.0 EA	507.00	507.00
42(F)	208594	3/4" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	3,110.0 LF	3.25	10,107.50
43(F)	208595	1" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	3,665.0 LF	3.45	12,644.25
44(F)	208596	1 1/4" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	745.0 LF	3.65	2,719.25
45(F)	208597	1 1/2" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	290.0 LF	3.85	1,116.50
46(F)	208598	2" PLASTIC PIPE (SCHEDULE 40) (SUPPLY LINE)	1,030.0 LF	4.25	4,377.50
47	030940	1" PLASTIC PIPE (SCHEDULE 40) (CONDUIT)	1,200.0 LF	3.50	4,200.00
48	030941	4" PLASTIC PIPE (SCHEDULE 40) (CONDUIT)	180.0 LF	6.10	1,098.00

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
49	208683	BALL VALVE	4.0 EA	532.50	2,130.00
50(F)	208738	8" CORRUGATED HIGH DENSITY POLYETHYLENE PIPE CONDUIT	100.0 LF	50.00	5,000.00
51	250301	CLASS 3 AGGREGATE SUBBASE	2,330.0 CY	38.65	90,054.50
52	390132	HOT MIX ASPHALT (TYPE A)	4,100.0 TON	62.88	257,808.00
53(F)	510502	MINOR CONCRETE (MINOR STRUCTURE)	0.5 CY	8,800.00	4,400.00
54	650010	12" REINFORCED CONCRETE PIPE	28.0 LF	180.50	5,054.00
55	700617	DRAINAGE INLET MARKER	1.0 EA	152.00	152.00
56	700638	36" CORRUGATED STEEL PIPE INLET (.079" THICK)	2.0 LF	1,268.00	2,536.00
57	731502	MINOR CONCRETE (MISCELLANEOUS CONSTRUCTION)	110.0 CY	440.00	48,400.00
58	030942	MINOR CONCRETE (WHEEL BUMPER)	110.0 EA	33.00	3,630.00
59	750001	MISCELLANEOUS IRON AND STEEL	400.0 LB	2.20	880.00
60	840656	PAINT TRAFFIC STRIPE (2-COAT)	8,700.0 LF	0.41	3,567.00

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
61	860090	MAINTAINING EXISTING TRAFFIC MANAGEMENT SYSTEM ELEMENTS DURING CONSTRUCTION	LUMP SUM LS	LUMP SUM	815.00
62	860407	LIGHTING (PARKING LOT)	LUMP SUM LS	LUMP SUM	108,000.00
63	999990	MOBILIZATION	LUMP SUM LS	LUMP SUM	12,000.00
Total Bid					\$952,187.10

Bidding Firm: All American Asphalt

List this sub? Yes

- 1) Business Name Green Vista Landscape
Location City Orange State CA
California Contractor License Number 878017
Public Works Contractor Registration Number 1000007433
Portion of Work Subcontracted:

Item %	Description
6 98	Temporary Mulch
7 98	Temporary Check Dam
8 98	Temporary Inlet Protection
9 98	Temporary Fiber Roll
10 98	Temporary Construction Entrance

List this sub? Yes

- 2) Business Name Kato Landscape
Location City Fountain Valley State CA
California Contractor License Number 806122
Public Works Contractor Registration Number 1000000086
Portion of Work Subcontracted:

Item %	Description
18 98	Soil Amendments
19 98	Slow Release Fertilizer
20 98	Plant (F)
21 98	Plant (K)
22 98	Plant (A)

List this sub? Yes

- 3) Business Name Kato Landscape
Location City Fountain Valley State CA
California Contractor License Number 806122
Public Works Contractor Registration Number 1000000086
Portion of Work Subcontracted:

Item %	Description
23 98	Plant (B)
24 98	Plant (U)
25 98	Sod
26 98	Plant Establishment Work
27 98	Wood Mulch

Bidding Firm: All American Asphalt

List this sub? Yes

4) Business Name Kato Landscape
Location City Fountain Valley State CA
California Contractor License Number 806122
Public Works Contractor Registration Number 1000000086
Portion of Work Subcontracted:

Item %	Description
28 98	Check& Testing Irrigation
29 98	Operate Existing Irrigation
30 98	Control Neutral Conductors
31 98	RCV 1.0"
32 98	RCV 1.5"

List this sub? Yes

5) Business Name Kato Landscape
Location City Fountain Valley State CA
California Contractor License Number 806122
Public Works Contractor Registration Number 1000000086
Portion of Work Subcontracted:

Item %	Description
33 98	RCV 2.0"
34 98	Valve Decoder
36 98	Tree Well Sprinkler Assembly
37 98	Riser Sprinkler Assembly (gear)
38 98	Pop-up Sprinkler Assembly (gear)

List this sub? Yes

6) Business Name Kato Landscape
Location City Fountain Valley State CA
California Contractor License Number 806122
Public Works Contractor Registration Number 1000000086
Portion of Work Subcontracted:

Item %	Description
39 98	Riser Sprinkler Assembly
40 98	Pop-up Sprinkler Assembly
41 98	Gate Valve 2.0"
42 98	SCH 40 0.75"
43 98	SCH 40 1.0"

Bidding Firm: All American Asphalt

List this sub? Yes

7) Business Name Kato Landscape
Location City Fountain Valley State CA
California Contractor License Number 806122
Public Works Contractor Registration Number 1000000086
Portion of Work Subcontracted:

Item %	Description
44 98 SCH 40 1.25"	
45 98 SCH 40 1.5"	
46 98 SCH 40 2.0"	
47 98 Conduit 1.0"	
48 98 Conduit 4.0"	

List this sub? Yes

8) Business Name Kato Landscape
Location City Fountain Valley State CA
California Contractor License Number 806122
Public Works Contractor Registration Number 1000000086
Portion of Work Subcontracted:

Item %	Description
49 98 Ball Valve 2.0"	
50 98 CHDPE Pipe 8.0"	

List this sub? Yes

9) Business Name Cal Stripe
Location City Colton State CA
California Contractor License Number 685387
Public Works Contractor Registration Number 1000001100
Portion of Work Subcontracted:

Item %	Description
58 98 Minor Concrete (Wheel Bumper)	
60 98 Paint Traffic Stripe (2 Coat)	

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION
Contract No.: 12-OP2604 Project ID: 1215000059
Bidder Name: All American Asphalt
DES-OE-0102.2C (REV 03/2015)

Bidder ID: VC0000021572

Bidding Firm: All American Asphalt

List this sub? Yes

10) Business Name MSL Electric
Location City Anaheim State CA
California Contractor License Number 822450
Public Works Contractor Registration Number 1000000550
Portion of Work Subcontracted:

Item %	Description
61 98	Maintaining Existing TMS Elements
52 98	Lighting (Parking Lot)

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.:

or

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.: 12-0P2604 Project ID: 1215000059

Bidder Name: All American Asphalt

Bidder ID: VC0000021572

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 Riverside

Name: Mark Luer,

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

All American Asphalt

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 OF STATE PARK AND RIDE IRVINE COUNTY AT PARK AND RIDE AT WALNUT AVENUE In District 12 on Route 5 for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on 05-11-16.

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)



Insurance Document Management System

Questions?
Chat with us live!
[CLICK HERE >>>](#)

Live chat by LivePerson

State of California, Department of Transportation - Chris Rice

Bond Number: SCA16656303

Contractor Information

Principal: All American Asphalt 951-736-7600

Address: 400 E Sixth Street Corona California 92878 United States

Contractor's State Vendor ID Number: VC0000021572

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: Fidelity and Deposit Company of Maryland

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

Amount of Bid Security: Ten Percent Of Total Amount Bid (10% of Bid)

Contract ID Number: 12-0P2604

Description of Job: CONSTRUCTION OF STATE PARK AND RIDE IRVINE COUNTY AT PARK AND RIDE AT WALNUT AVENUE In District 12 on Route 5

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

Primary Agency:

Millennium Risk Management and Insurance
Power of Attorney Limited to: unlimited

Executed

Executed By:

William Syrkin - 4/25/2016 1:24:38 PM ET 
Phone: 818-203-0408
Email: rebeccah@mcsins.com

Know all men by these presents that Fidelity and Deposit Company of Maryland, a Corporation duly organized under the laws of the State of Maryland, 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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