



State of West Virginia
 Department of Administration
 Purchasing Division
 2019 Washington Street East
 Post Office Box 50130
 Charleston, WV 25305-0130

Request for Quotation

RFQ NUMBER
AGR0748

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
RON PRICE
304-558-0492

VENDOR

*709055902 304-342-0545
ASTECH CORPORATION
1601 COONSKIN DRIVE

CHARLESTON WV 25311

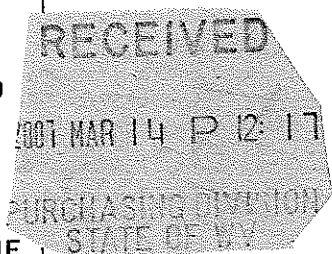
SHIP TO

DEPARTMENT OF AGRICULTURE
ADMINISTRATIVE SERVICES
BUILDING 2, ROOM 106
4720 BRENDA LANE
CHARLESTON, WV
25312 304-558-2221

DATE PRINTED 12/28/2006	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
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BID OPENING DATE: **02/07/2007** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	LS		968-32		\$ 68,838.00
<p>DEMOLITION</p> <p>TO PROVIDE ALL LABOR, EQUIPMENT, AND MATERIALS NECESSARY FOR THE TOTAL ASBESTOS ABATEMENT, DEMOLITION, AND PROPER DEBRIS DISPOSAL OF SIX (6) STRUCTURES AT THE HOPEMONT STATE FARM PROPERTY.</p> <p>IT IS BELIEVED THAT FOUR (4) OF THESE STRUCTURES CONTAINED ASBESTOS. A COPY OF THE SITE SCAN REPORT AND FINDINGS FOR EACH STRUCTURE IS ATTACHED ALONG WITH A PROJECT DESIGN FOR EACH STRUCTURE.</p> <p>ASBESTOS ABATEMENT IS TO BE IN ACCORDANCE WITH ALL FEDERAL, STATE, AND LOCAL LAWS.</p> <p>A MANDATORY ON-SITE PRE-BID WILL BE HELD AT THE HOPEMONT STATE FARM, ACROSS FROM HOPEMONT HOSPITAL, ON JANUARY 17, 2007 AT 10:00 AM. FAILURE TO ATTEND THE PRE-BID SHALL RESULT IN DISQUALIFICATION OF THE BID. NO ONE PERSON MAY REPRESENT MORE THAN ONE BIDDER.</p> <p>EXHIBIT 5</p> <p>NOTICE TO PROCEED: THIS CONTRACT IS TO BE PERFORMED WITHIN 120 CALENDAR DAYS AFTER THE NOTICE TO PROCEED IS RECEIVED. UNLESS OTHERWISE SPECIFIED, THE FULLY EXECUTED PURCHASE ORDER WILL BE CONSIDERED NOTICE TO PROCEED.</p> <p>CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN</p>						



SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE TELEPHONE **304-342-0545** DATE **03-14-07**

TITLE **SEC./TREAS.** FEIN **55-0685025** ADDRESS CHANGES TO BE NOTED ABOVE

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'



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LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>NOTICE TO THE VENDOR IF THE MATERIALS OR WORKMANSHIP SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM WITH THE SPECIFICATIONS OF THE BID AND CONTRACT HERE IN.</p> <p>WAGE RATES: THE CONTRACTOR OR SUBCONTRACTOR SHALL PAY THE HIGHER OF THE U.S. DEPARTMENT OF LABOR MINIMUM WAGE RATES AS ESTABLISHED FOR PRESTON COUNTY, PURSUANT TO WEST VIRGINIA CODE 21-5A, ET, SEQ. (PREVAILING WAGE RATES APPLY TO THIS PROJECT)</p> <p>ARBITRATION: ANY REFERENCES MADE TO ARBITRATION OR INTEREST FOR PAYMENTS DUE (EXCEPT FOR ANY INTEREST REQUIRED BY STATE LAW) CONTAINED IN THIS CONTRACT OR IN ANY AMERICAN INSTITUTE OF ARCHITECTS DOCUMENTS PERTAINING TO THIS CONTRACT ARE HEREBY DELETED.</p> <p>WORKERS' COMPENSATION: VENDOR IS REQUIRED TO PROVIDE A CERTIFICATE FROM WORKERS' COMPENSATION IF SUCCESSFUL.</p> <p>ALL OF THE ITEMS CHECKED BELOW WILL BE A REQUIREMENT OF THIS CONTRACT:</p> <p>(XX) INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF COMMERCIAL GENERAL LIABILITY INSURANCE PRIOR TO ISSUANCE OF CONTRACT. UNLESS OTHERWISE SPECIFIED IN THE BID DOCUMENTS, THE MINIMUM AMOUNT OF INSURANCE COVERAGE REQUIRED IS \$250,000.</p> <p>(XX) BONDS: FIVE PERCENT (5%) OF THE TOTAL AMOUNT OF THE BID PAYABLE TO THE STATE OF WEST VIRGINIA, SHALL BE SUBMITTED WITH EACH BID AS A BID BOND. THE SUCCESSFUL BIDDER SHALL ALSO FURNISH A PERFORMANCE BOND AND LABOR/MATERIAL BOND FOR 100% OF THE AMOUNT OF THE CONTRACT. BONDS MAY BE PROVIDED IN THE FORM OF A CERTIFIED CHECK</p>						

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S H I P T O

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LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
				<p>IRREVOCABLE LETTER OF CREDIT, OR BOND FURNISHED BY A SOLVENT SURETY COMPANY AUTHORIZED TO DO BUSINESS IN THE STATE OF WEST VIRGINIA. A LETTER OF CREDIT SUBMITTED IN LIEU OF A PERFORMANCE AND LABOR & MATERIAL BOND WILL ONLY BE ALLOWED FOR PROJECTS UNDER \$100,000. PERSONAL OR BUSINESS CHECKS ARE NOT ACCEPTABLE IN LIEU OF THE 5% BID BOND, PERFORMANCE BOND, OR LABOR AND MATERIAL BOND.</p> <p>REV. 11/00</p> <p>EXHIBIT 7</p> <p>DOMESTIC ALUMINUM, GLASS & STEEL IN PUBLIC WORKS PROJECTS</p> <p>IN ACCORDANCE WITH WEST VIRGINIA CODE 5-19-1 ET., SEQ., EVERY CONTRACT FOR CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR, IMPROVEMENT OR MAINTENANCE OF PUBLIC WORKS, WHERE THE COST IS MORE THAN \$50,000 AND, IN THE CASE OF STEEL ONLY, WHERE THE COST OF STEEL IS MORE THAN \$50,000 OR WHERE MORE THAN 10,000 POUNDS OF STEEL ARE REQUIRED, THE STATE WILL ACCEPT ONLY ALUMINUM GLASS, OR STEEL PRODUCTS PRODUCED IN THE UNITED STATES. IN ADDITION, ITEMS OF MACHINERY OR EQUIPMENT PURCHASED FOR USE AT THE SITE OF PUBLIC WORKS SHALL BE MADE OF DOMESTIC ALUMINUM, GLASS OR STEEL, UNLESS THE COST OF THE PRODUCT IS LESS THAN \$50,000 OR LESS THAN 10,000 POUNDS OF STEEL ARE USED IN PUBLIC WORKS PROJECTS.</p> <p>FOREIGN MADE ALUMINUM, GLASS OR STEEL PRODUCTS MAY BE ACCEPTED ONLY IF THE COST OF DOMESTIC PRODUCTS IS FOUND TO BE UNREASONABLE. SUCH COST IS UNREASONABLE IF IT IS 20% OR MORE HIGHER THAN THE BID PRICE FOR FOREIGN MADE</p>		

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SIGNATURE <i>[Signature]</i>	TELEPHONE 304-342-0545	DATE 03-14-07
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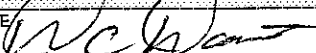
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LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>PRODUCTS. IF THE DOMESTIC ALUMINUM, GLASS OR STEEL PRODUCTS TO BE SUPPLIED OR PRODUCED IN A "SUBSTANTIAL LABOR SURPLUS AREA", AS DEFINED BY THE UNITED STATES DEPARTMENT OF LABOR, FOREIGN PRODUCTS MAY BE SUPPLIED ONLY IF DOMESTIC PRODUCTS ARE 30% OR MORE HIGHER IN PRICE THAN THE FOREIGN MADE PRODUCTS.</p> <p>IF, PRIOR TO THE AWARD OF A CONTRACT UNDER THE ABOVE PROVISIONS, THE SPENDING OFFICER OF THE SPENDING UNIT DETERMINES THAT THERE EXISTS A BID FOR LIKE FOREIGN ALUMINUM, GLASS OR STEEL THAT IS REASONABLE AND LOWER THAN THE LOWEST BID DOMESTIC PRODUCTS, THE SPENDING OFFICE MAY REQUEST, IN WRITING, A REEVALUATION AND REDUCTION IN THE LOWEST BID FOR SUCH DOMESTIC PRODUCTS. ALL VENDORS MUST INDICATE IN THEIR BID IF THEY ARE SUPPLYING FOREIGN ALUMINUM, GLASS OR STEEL.</p> <p>REV. 3/88</p> <p>EXHIBIT 9</p> <p>NOTICE FOR ISSUANCE & ACKNOWLEDGEMENT OF CONSTRUCTION PROJECT ADDENDA</p> <p>THE ARCHITECT/ENGINEER AND/OR AGENCY SHALL BE REQUIRED TO ABIDE BY THE FOLLOWING SCHEDULE IN ISSUING CONSTRUCTION PROJECT ADDENDA FOR STATE AGENCIES:</p> <p>(1) THE ARCHITECT/ENGINEER SHALL PREPARE THE ADDENDUM AND A LIST OF ALL PARTIES THAT HAVE PROCURED DRAWINGS AND SPECIFICATIONS FOR THE PROJECT. THE ADDENDUM AND LIST SHALL BE FORWARDED TO THE BUYER IN THE STATE PURCHASING DIVISION. THE ARCHITECT/ENGINEER SHALL ALSO SEND A COPY OF THE ADDENDUM TO THE STATE AGENCY FOR WHICH THE CONTRACT IS ISSUED.</p>						

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<p>(2) THE BUYER SHALL SEND THE ADDENDUM TO ALL INTERESTED PARTIES AND, IF NECESSARY, EXTEND THE BID OPENING DATE. ANY ADDENDUM SHOULD BE RECEIVED BY THE BUYER WITHIN FOURTEEN (14) DAYS PRIOR TO THE BID OPENING DATE.</p> <p>(3) ALL ADDENDA SHOULD BE FORMALLY ACKNOWLEDGED BY ALL BIDDERS AND SUBMITTED TO THE STATE PURCHASING DIVISION AND THE STATE AUDITOR'S OFFICE. THE SAME RULES AND REGULATIONS THAT APPLY TO THE ORIGINAL BIDDING DOCUMENT SHALL ALSO APPLY TO AN ADDENDUM DOCUMENT. THE ONLY EXCEPTION MAY BE FOR AN ADDENDUM THAT IS ISSUED FOR THE SOLE PURPOSE OF CHANGING A BID OPENING TIME AND/OR DATE.</p> <p>REV. 11/96</p> <p>EXHIBIT 10</p> <p>ADDENDUM ACKNOWLEDGEMENT</p> <p>I HEREBY ACKNOWLEDGE RECEIPT OF THE FOLLOWING CHECKED ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO MY PROPOSAL, PLANS AND/OR SPECIFICATION, ETC.</p> <p>ADDENDUM NOS.:</p> <p>NO. 1 01-28-07</p> <p>NO. 2 02-16-07</p> <p>NO. 3 03-08-07</p> <p>NO. 4</p>						

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LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
NO. 5						
<p>I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF THE ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF THE BIDS.</p> <p>.....SIGNATURE</p> <p>ASTECH CORPORATIONCOMPANY</p> <p>03-14-07DATE</p> <p>REV. 11/96</p> <p>CONTRACTORS LICENSE</p> <p>WEST VIRGINIA STATE CODE 21-11-2 REQUIRES THAT ALL PERSONS DESIRING TO PERFORM CONTRACTING WORK IN THIS STATE MUST BE LICENSED. THE WEST VIRGINIA CONTRACTORS LICENSING BOARD IS EMPOWERED TO ISSUE THE CONTRACTORS LICENSE. APPLICATIONS FOR A CONTRACTORS LICENSE MAY BE MADE BY CONTACTING THE WEST VIRGINIA DIVISION OF LABOR CAPITOL COMPLEX, BUILDING 3, ROOM 319, CHARLESTON, WV 25305. TELEPHONE: (304) 558-7890.</p> <p>WEST VIRGINIA STATE CODE 21-11-11 REQUIRES ANY PROSPECTIVE BIDDER TO INCLUDE THE CONTRACTORS LICENSE NUMBER ON THEIR BID.</p> <p>BIDDER TO COMPLETE:</p> <p>CONTRACTORS NAME: ASTECH CORPORATION</p> <p>CONTRACTORS LICENSE NO.: WV008876</p>						

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<p>THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FURNISH A COPY OF THEIR CONTRACTORS LICENSE PRIOR TO ISSUANCE OF A PURCHASE ORDER/CONTRACT</p> <p>APPLICABLE LAW</p> <p>THE WEST VIRGINIA STATE CODE, PURCHASING DIVISION RULES AND REGULATIONS, AND THE INFORMATION PROVIDED IN THE "REQUEST FOR QUOTATION" ISSUED BY THE PURCHASING DIVISION IS THE SOLE AUTHORITY GOVERNING THIS PROCUREMENT.</p> <p>ANY INFORMATION PROVIDED IN SPECIFICATION MANUALS, OR ANY OTHER SOURCE, VERBAL OR WRITTEN, WHICH CONTRADICTS OR ALTERS THE INFORMATION PROVIDED FROM THE SOURCES AS DESCRIBED IN THE ABOVE PARAGRAPH IS VOID AND OF NO EFFECT.</p> <p>BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THIS CONTRACT IS AUTOMATICALLY NULL AND VOID, AND IS TERMINATED WITHOUT FURTHER ORDER.</p> <p>REV. 1/2005</p> <p>NOTICE</p> <p>A SIGNED BID MUST BE SUBMITTED TO:</p> <p>DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305-0130</p>						

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<p>THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED:</p> <p>SEALED BID</p> <p>BUYER: 41</p> <p>REQ. NO.: AGR0748</p> <p>BID OPENING DATE AND TIME</p> <p>PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:</p> <p style="text-align: center;">----- 304-842-3972 -----</p> <p>PLEASE PRINT OR TYPE NAME OF PERSON TO CONTACT CONCERNING THIS QUOTE:</p> <p style="text-align: center;">----- DENVER DAVIS -----</p>						
<p>***** THIS IS THE END OF RFQ AGR0748 ***** TOTAL:</p>						<p>\$ 68,838.00</p>

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ABATEMENT/DEMOLATION BID FORM**Hopemont Milking Barn**

**West Virginia Dept. of Agriculture
1900 Kanawha Blvd. East
Charleston, WV 25305-9985**

BASE BID:

- Total abatement of asbestos containing material per the design and specification.
- The remaining materials disposed of as construction debris.

\$ 17,747.00

ALTERNATE BID:

- Total abatement of all **FRIABLE** or **MAY BECOME FRIABLE** asbestos containing materials per the design and specification.
- The remaining **NON-FRIABLE** asbestos containing material to be removed with the demolition debris, classified as **ASBESTOS CONTAINING** to an **EPA CERTIFIED LANDFILL**

\$ N/A

DEMOLATION BID FORM

Hopemont House Garage

**West Virginia Dept. of Agriculture
1900 Kanawha Blvd. East
Charleston, WV 25305-9985**

BASE BID:

- The Garage shall be demolished and disposed of as construction debris.

\$ 1,000.00

WV Dept of Agriculture, Hopemont WV House

0605-072

ABATEMENT/DEMOLATION BID FORM

Hopemont House

**West Virginia Dept. of Agriculture
1900 Kanawha Blvd. East
Charleston, WV 25305-9985**

BASE BID:

- Total abatement of asbestos containing material per the design and specification.
- The remaining materials disposed of as construction debris

\$ 14,162.00

ALTERNATE BID:

- Total abatement of all **FRIABLE** or **MAY BECOME FRIABLE** asbestos containing materials per the design and specification.
- The remaining **NON-FRIABLE** asbestos containing material to be removed with the demolition debris, classified as **ASBESTOS CONTAINING** to an **EPA CERTIFIED LANDFILL**.

\$ N/A

WV Dept of Agriculture, Hopemont WV Office

0605-072

Hopemont office

**West Virginia Dept. of Agriculture
1900 Kanawha Blvd. East
Charleston, WV 25305-9985**

BASE BID:

- Total abatement of asbestos containing material per the design and specification.
- The remaining materials disposed of as construction debris.

\$ 21,117.00

ALTERNATE BID:

- Total abatement of all **FRIABLE** or **MAY BECOME FRIABLE** asbestos containing materials per the design and specification.
- The remaining **NON-FRIABLE** asbestos containing material to be removed with the demolition debris, classified as **ASBESTOS CONTAINING** to an **EPA CERTIFIED LANDFILL**.

\$ N/A

WV Dept of Agriculture, Hopemont WV Depot Shed

0605-072

Hopemont Depot Shed

**West Virginia Dept. of Agriculture
1900 Kanawha Blvd. East
Charleston, WV 25305-9985**

BASE BID:

- Total abatement of asbestos containing material per the design and specification.
- The remaining materials disposed of as construction debris.

\$ 2,750.00

ALTERNATE BID:

- Total abatement of all **FRIABLE** or **MAY BECOME FRIABLE** asbestos containing materials per the design and specification.
- The remaining **NON-FRIABLE** asbestos containing material to be removed with the demolition debris, classified as **ASBESTOS CONTAINING** to an **EPA CERTIFIED LANDFILL**.

\$ N/A

DEMOLATION BID FORM

Hopemont Depot

**West Virginia Dept. of Agriculture
1900 Kanawha Blvd. East
Charleston, WV 25305-9985**

BASE BID:

- The Depot shall be demolished and disposed of as construction debris.

\$ 12,062.00



THE AMERICAN INSTITUTE OF ARCHITECTS

Bond# 11029

ALA Document A310

Bid Bond

KNOW ALL MEN BY THESE PRESENTS, that we

Astech Corporation, Inc.
1601 Coonskin Drive
Charleston, WV 25311

as Principal, hereinafter called the Principal, and New York Marine and General Insurance Company, 1301 Hightower Trail, Suite 210, Atlanta, GA 30350 a corporation duly organized under the laws of the State of New York as Surety, hereinafter called the Surety, are held and firmly bound unto

West Virginia Dept. of Agriculture
1900 Kanawha Blvd. E
Charleston, WV 25305

as Obligee, hereinafter called the Obligee, in the sum of **Five PERCENT OF THE ATTACHED BID AMOUNT – PENAL SUM NOT TO EXCEED Twelve Thousand Three Hundred Seventy Five and no/100 Dollars (\$ 5% of Attached Bid Amount – Penal Sum Not To Exceed \$12,375.00)**

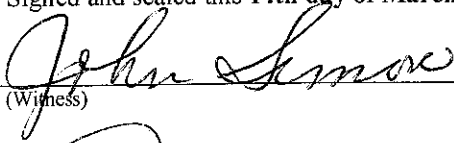
for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents

WHEREAS, the *Principal* has *submitted* a bid for

Hopemont State Farm

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall *pay* to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the Work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect

Signed and sealed this **14th day of March, 2007**

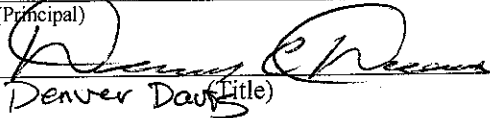


(Witness)



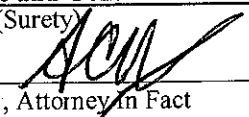
(Witness)

Astech Corporation, Inc.

(Principal) (Seal)


Denver Davis (Title)

New York Marine and General Insurance Company

(Surety)


Andrew C Heaner, Attorney in Fact

NEW YORK MARINE AND GENERAL INSURANCE COMPANY

919 Third Avenue
10th Floor
New York, NY 10022

GENERAL POWER OF ATTORNEY

Know all men by these presents, that the NEW YORK MARINE AND GENERAL INSURANCE COMPANY has made, constituted and appointed, and by these presents does make, constitute and appoint Andrew C. Heaner, Atlanta, GA; Richard L. Shanahan, Atlanta, GA; Jeffery L. Booth, Parma, OH; James E. Feldner, West Lake, OH; Arthur S. Johnson, Atlanta, Georgia; Lenora N. Cape, Gainesville, Georgia; Mary F. Holland, Chamblee, Georgia; Donald H. Gibbs, Atlanta, Georgia; or Scott Stoltzner, Birmingham, Alabama EACH as its true and lawful attorney for it and its name, place and stead to execute on behalf of the said company, as surety, bonds, undertakings and contracts of suretyship to be given to all obligees provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount of the sum of \$1,000,000 (One Million Dollars).

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted pursuant to due authorization by the Executive Committee of the Board of Directors of NEW YORK MARINE AND GENERAL INSURANCE COMPANY on the 13th day of January, 2004:

RESOLVED, that the Chairman and Chief Executive Officer or any Vice President of the Company be, and that each or any of them hereby is, authorized to execute Powers of Attorney qualifying the attorney named in the given Power of Attorney to execute on behalf of NEW YORK MARINE AND GENERAL INSURANCE COMPANY bonds, undertakings and all contracts of suretyship; and, that any Secretary or any Assistant Secretary be, and that each or any of them hereby is, authorized to attest the execution of any such Power of Attorney, and to attach thereto the seal of the Company.

FURTHER RESOLVED, that the signature of such officers and the seal of the Company 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 or facsimile seal shall be valid and binding upon the Company 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, NEW YORK MARINE AND GENERAL INSURANCE COMPANY has caused its official seal to be hereto affixed, and these presents to be signed by its Chairman and Chief Executive Officer and attested by its Secretary this 8th day of December, 2004.

Attest:

NEW YORK MARINE AND GENERAL INSURANCE COMPANY

By: George R. Trumbull
George R. Trumbull, III, Chairman and Chief Executive Officer

By: Paul J. Hart
Paul J. Hart, Secretary

STATE OF NEW YORK
SS:
COUNTY OF NEW YORK

On this 8th day of December, 2004, before me personally came George R. Trumbull, III to me known, who being by me duly sworn, did depose and say that he resides in the County of Hartford, State of Connecticut, at 15 Shadowbrook, West Simsbury, Connecticut 06092; that he is the Chairman and Chief Executive Officer of NEW YORK MARINE AND GENERAL INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he knows the seal of the said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed and that he signed his name thereto pursuant to due authorization.

JEAN M. GUARNERI
Notary Public State of New York
No. 01GU6066639
Qualified in Richmond County
Commission Expires November 19, 2005
Jean M. Guarneri
Notary Public, State of New York
Qualified in Richmond County
Commission Expires 2005

STATE OF NEW YORK
SS:
COUNTY OF NEW YORK

I, the undersigned, a Secretary of NEW YORK MARINE AND GENERAL INSURANCE COMPANY, a New York Corporation, DO HEREBY CERTIFY that the foregoing and attached Power of Attorney remains in full force and has not been revoked; and, furthermore, that the Resolution of the Executive Committee of the Board of Directors set forth in the Power of Attorney is now in force.

Signed and sealed at the City of New York, Dated the 14 day March 2007

Number 11029

Paul J. Hart
Paul J. Hart, Secretary

State of West Virginia
Offices of the Insurance Commissioner
Certificate of Authority

Whereas, **NEW YORK MARINE & GENERAL INSURANCE COMPANY**
domiciled in the State of New York has complied with all the requirements of the laws of this
State so as to entitle it to transact its appropriate business in the State of West Virginia.

Therefore, I the undersigned, Insurance Commissioner of the State of West Virginia,
pursuant to the authority vested in me by the laws of this State, do hereby authorize it to transact
the business of insurance as defined in Chapter 33

ARTICLE 1, SECTION 10(d) -- MARINE
ARTICLE 1, SECTION 10(e) -- CASUALTY
ARTICLE 1, SECTION 10(f) (1) (2) & (3) -- SURETY

of the 1931 Code of West Virginia as amended, in the State of West Virginia in accordance with
the laws thereof until midnight on the 31st day of May, 2007, unless this license be sooner
revoked. Pursuant to W. Va. Code 33-3-2(c), the above authorization does not allow the insurer
to transact a kind of insurance in this State unless duly authorized or qualified to transact such
insurance in the state or country of its domicile.

In Testimony Whereof, I have hereunto set my hand and affixed my seal of office at
the City of Charleston this 1st day of June, 2006.

Jane L. Cline

Jane L. Cline
Insurance Commissioner



WV File #1047