



— State of —
North Dakota
Office of the Governor

John Hoeven
Governor

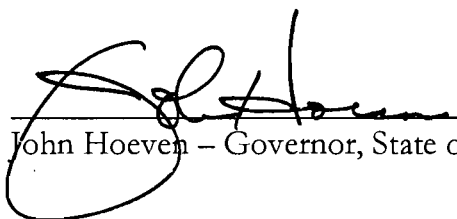
**CERTIFICATION UNDER SECTION 1201 OF THE AMERICAN
RECOVERY AND REINVESTMENT ACT:**

Pursuant to Title XII, section 1201 of the American Recovery and Reinvestment Act (Pub. L. 111-5 (February 17, 2009)), hereinafter ARRA, I, John Hoeven, Governor of the great State of North Dakota, hereby certify to the Secretary of Transportation that the State of North Dakota, hereinafter State, will maintain its effort with regard to State funding for the types of projects in DOT “covered programs” funded under ARRA.

As of February 17, 2009, and for the period of February 17, 2009 to September 30, 2010, the State planned only to match federal aid funds for projects similar to those eligible for the DOT surface transportation and transit “covered programs” funded under ARRA. The referenced State matching funds amount to approximately \$42.35 million for surface transportation and transit projects.

I understand that if the State is unable to maintain the level of funding identified in this list of the types of projects under the DOT “covered programs” funded under ARRA, the State will thereafter be prohibited by the Secretary of Transportation from receiving additional limitation on obligations for Federal-aid highway and highway safety construction programs that occurs after August 1 for federal fiscal year 2011.

Signed this 5th day of March, 2009



John Hoeven – Governor, State of North Dakota