

STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION
RALEIGH, N.C.

C201817

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C201817

WBS 33830.3.1 BRZ-1001(28)

T.I.P NO. B-4675

COUNTY OF WILKES

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER SR 1001 LENGTH 0.095 MILES

LOCATION BRIDGE OVER ROCKY CREEK AND APPROACHES ON SR-1001.

CONTRACTOR APAC - ATLANTIC, INC. THOMPSON ARTHUR DIVISION

ADDRESS P.O. BOX 21088
GREENSBORO, NC 27420

BIDS OPENED APRIL 15, 2008

CONTRACT EXECUTION MAY 08 2008

**APAC - Atlantic, Inc. Thompson-Arthur Division (4315).
Vendor 5 of 5 Vendors for Call Order 016 (Proposal ID C201817).**

County: WILKES
Address: P.O. Box 21088
Greensboro, NC 27420

Phone Number: 336-412-6800

Signature Check: This bid has been properly signed by Clarence_O_Brickey_4315.

Time Bid Received: Tue Apr 15 13:29:20 2008

Bid Checksum: 083E189E

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$966,221.70 ✓

Bond ID: SNC08787205

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$48,311.08

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 4/4/2008

Surety Name: Liberty Mutual Insurance Company

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

*DBE GOAL SET - 5.0 %
DBE GOAL MET - 5.6 %*

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT
4388	WB Foothills Construction Serv Inc 6081 PEA RIDGE PASS , HAMPTONVILLE, NC 27020		Sub 17,581.75 ✓
3376	WB Reynolds Fence & Guardrail Inc 9320 MACHADO DRIVE , INDIAN TRAIL, NC 28079		Sub 16,390.00 ✓
3080	WB Curtin Trucking & Drainage, Inc POST OFFICE BOX 38220 , CHARLOTTE, NC 282781003		Sub 20,020.00 ✓
TOTAL:			\$53,991.75 ✓ 5.59%

Miscellaneous Data Info - Contractor Responses:

NON-COLLUSION AND DEBARMENT CERTIFICATION

Explanation of the prospective bidder that is unable to certify to any of the statements in this certification:

Explanation:
 NOT ANSWERED
 NOT ANSWERED
 NOT ANSWERED
 NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

By answering YES to this statement, the bidder acknowledges that they are using the award limits on multiple projects. No

It is the desire of the Bidder to be awarded contracts, the value of which will not exceed a total of NOT ANSWERED for those projects indicated herein, for which bids will be opened on (MM/DD/YY)

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	

Bid Bond Data Info - Contractor Responses:

BondID: SNC08787205
 Surety Registry Agency: surety2000
 Verified?: Yes
 Surety Agency: Liberty Mutual Insurance Company
 Bond Execution Date: 4/4/2008
 Bond Amount: \$48,311.08 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 03-18-08
Revised:

Contract ID: C201817 Project(s): BRZ-1001(28)
Letting Date: 04-15-08 Call Order: 016
Bidder: 4315 - APAC - Atlantic, Inc. Thompson-Arthur Division

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 ROADWAY ITEMS						
0001	0000100000-N MOBILIZATIO N	LUMP	LUMP			45,256.00
0002	0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (12+94.40)	LUMP	LUMP			23,805.00
0003	0043000000-N GRADING	LUMP	LUMP			60,500.00
0004	0050000000-E SUPPLEMENTA RY CLEARING & GRUB-BING	1.000 ACR	1.00000			1.00
0005	0057000000-E UNDERCUT EXCAVATION	100.000 CY	10.00000			1,000.00
0006	0080000000-E CLASS IV SUBGRADE STABILIZA- TION	50.000 TON	40.00000			2,000.00
0007	0195000000-E SELECT GRANULAR MATERIAL	50.000 CY	30.00000			1,500.00
0008	0196000000-E FABRIC FOR SOIL STABILIZATION	50.000 SY	3.00000			150.00
0009	0199000000-E TEMPORARY SHORING	345.000 SF	52.40000			18,078.00
0010	0318000000-E FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	30.000 TON	43.00000			1,290.00
0011	0343000000-E 15" SIDE DRAIN PIPE	64.000 LF	35.00000			2,240.00

State of NC
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Bidder: 4315 - APAC - Atlantic, Inc. Thompson-Arthur Division

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	0345000000-E 24" SIDE DRAIN PIPE	52.000 LF	40.00000		2,080.00	
0013	0714000000-E 18" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	16.000 LF	40.00000		640.00	
0014	0807000000-E 18" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	1.000 EA	300.00000		300.00	
0015	0995000000-E PIPE REMOVAL	42.000 LF	10.00000		420.00	
0016	1220000000-E INCIDENTAL STONE BASE	50.000 TON	40.00000		2,000.00	
0017	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	220.000 TON	115.00000		25,300.00	
0018	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	220.000 TON	115.00000		25,300.00	
0019	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	24.000 TON	500.00000		12,000.00	
0020	2000000000-N RIGHT OF WAY MARKERS	15.000 EA	195.00000		2,925.00	
0021	2022000000-E SUBDRAIN EXCAVATION	224.000 CY	5.00000		1,120.00	
0022	2033000000-E SUBDRAIN FINE AGGREGATE	168.000 CY	40.00000		6,720.00	
0023	2044000000-E 6" PERFORATED SUBDRAIN PIPE	1,000.000 LF	3.00000		3,000.00	

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Bidder: 4315 - APAC - Atlantic, Inc. Thompson-Arthur Division

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	EA 30.000	5.00000		150.00	
0025	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	EA 2.000	150.00000		300.00	
0026	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	LF 12.000	3.00000		36.00	
0027	2286000000-N MASONRY DRAINAGE STRUCTURES	EA 4.000	2,000.00000		8,000.00	
0028	2354200000-N FRAME WITH GRATE, STD 840.24	EA 2.000	500.00000		1,000.00	
0029	2355000000-N FRAME WITH GRATE, STD 840.29	EA 2.000	500.00000		1,000.00	
0030	2556000000-E SHOULDER BERM GUTTER	LF 85.000	40.00000		3,400.00	
0031	2619000000-E 4" CONCRETE PAVED DITCH	SY 11.000	75.00000		825.00	
0032	3030000000-E STEEL BM GUARDRAIL	LF 50.000	16.00000		800.00	
0033	3045000000-E STEEL BM GUARDRAIL, SHOP CURVED	LF 225.000	19.00000		4,275.00	
0034	3150000000-N ADDITIONAL GUARDRAIL POSTS	EA 5.000	41.00000		205.00	
0035	3195000000-N GUARDRAIL ANCHOR UNITS, TYPE AT-1	EA 2.000	475.00000		950.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0036	3215000000-N GUARDRAIL ANCHOR UNITS, TYPE III	EA 4.000	1,190.00000		4,760.00	
0037	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	EA 2.000	1,700.00000		3,400.00	
0038	3387000000-N GUARDRAIL ANCHOR UNITS, TYPE ***** TEMPORARY (RETROFIT)	EA 1.000	2,000.00000		2,000.00	
0039	3628000000-E RIP RAP, CLASS I	TON 8.000	55.75000		446.00	
0040	3649000000-E RIP RAP, CLASS B	TON 7.000	50.00000		350.00	
0041	3656000000-E FILTER FABRIC FOR DRAINAGE	SY 203.000	3.00000		609.00	
0042	4025000000-E CONTRACTOR FURNISHED, TYPE ***SIGN (E)	SF 36.500	13.50000		492.75	
0043	4072000000-E SUPPORTS, 3-LB STEEL U-CHANNEL	LF 78.000	4.75000		370.50	
0044	4102000000-N SIGN ERECTION, TYPE E	EA 10.000	85.00000		850.00	
0045	4158000000-N DISPOSAL OF SIGN SYSTEM, WOOD	EA 9.000	5.00000		45.00	
0046	4400000000-E WORK ZONE SIGNS (STATIONARY)	SF 80.000	5.45000		436.00	
0047	4405000000-E WORK ZONE SIGNS (PORTABLE)	SF 96.000	8.50000		816.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0048	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	SF 36.000	6.45000		232.20	
0049	4430000000-N DRUMS	EA 15.000	34.00000		510.00	
0050	4445000000-E BARRICADES (TYPE III)	LF 32.000	27.15000		868.80	
0051	4455000000-N FLAGGER	MD 540.000	1.00000		540.00	
0052	4465000000-N TEMPORARY CRASH CUSHIONS	EA 2.000	5,000.00000		10,000.00	
0053	4470000000-N RESET TEMPORARY CRASH CUSHIONS	EA 2.000	1,500.00000		3,000.00	
0054	4485000000-E PORTABLE CONCRETE BARRIER	LF 90.000	28.00000		2,520.00	
0055	4490000000-E PORTABLE CONCRETE BARRIER (ANCHORED)	LF 100.000	45.00000		4,500.00	
0056	4810000000-E PAINT PAVEMENT MARKING LINES (4")	LF 5,018.000	0.31000		1,555.58	
0057	4850000000-E REMOVAL OF PAVEMENT MARKING LINES (4")	LF 856.000	1.00000		856.00	
0058	6000000000-E TEMPORARY SILT FENCE	LF 590.000	2.55000		1,504.50	
0059	6006000000-E STONE FOR EROSION CONTROL, CLASS A	TON 110.000	45.00000		4,950.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0060	6009000000-E STONE FOR EROSION CONTROL, CLASS B	170.000 TON	50.00000		8,500.00	
0061	6012000000-E SEDIMENT CONTROL STONE	80.000 TON	43.00000		3,440.00	
0062	6015000000-E TEMPORARY MULCHING	1.000 ACR	625.00000		625.00	
0063	6018000000-E SEED FOR TEMPORARY SEEDING	50.000 LB	3.75000		187.50	
0064	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	0.250 TON	625.00000		156.25	
0065	6029000000-E SAFETY FENCE	250.000 LF	2.75000		687.50	
0066	6030000000-E SILT EXCAVATION	480.000 CY	1.00000		480.00	
0067	6036000000-E MATTING FOR EROSION CONTROL	430.000 SY	2.45000		1,053.50	
0068	6037000000-E COIR FIBER MAT	10.000 SY	6.75000		67.50	
0069	6038000000-E PERMANENT SOIL REINFORCEMENT MAT	290.000 SY	4.50000		1,305.00	
0070	6042000000-E 1/4" HARDWARE CLOTH	100.000 LF	8.00000		800.00	
0071	6045000000-E *** TEMPORARY PIPE (15")	45.000 LF	50.00000		2,250.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0072	6071030000-E COIR FIBER BAFFLES	130.000 LF	8.50000		1,105.00	
0073	6071050000-E **" SKIMMER (1-1/2")	1.000 EA	1,500.00000		1,500.00	
0074	6084000000-E SEEDING & MULCHING	1.000 ACR	2,250.00000		2,250.00	
0075	6087000000-E MOWING	0.500 ACR	300.00000		150.00	
0076	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	5.25000		262.50	
0077	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	600.00000		150.00	
0078	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	50.000 LB	5.25000		262.50	
0079	6108000000-E FERTILIZER TOPDRESSING	0.500 TON	600.00000		300.00	
0080	6114000000-N SPECIALIZED HAND MOWING	2.000 HR	45.00000		90.00	
0081	6117000000-N RESPONSE FOR EROSION CONTROL	12.000 EA	375.00000		4,500.00	
0082 AA1	0366000000-E 15" RC PIPE CULVERTS, CLASS III	36.000 LF				
0083 AA1	0378000000-E 24" RC PIPE CULVERTS, CLASS III	96.000 LF				

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0084 AA2	0536000000-E **** HDPE PIPE CULVERTS (15")	36.000 LF	35.00000		1,260.00	
0085 AA2	0536000000-E **** HDPE PIPE CULVERTS (24")	96.000 LF	40.00000		3,840.00	
0086 AA3	0540000000-E **** ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, **** THICK (15", 0.064")	36.000 LF				
0087 AA3	0540000000-E **** ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, **** THICK (24", 0.064")	96.000 LF				
Section 0001 Total						339,400.58
Section 0004 STRUCTURE ITEMS						
0088	8021000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (12+94.40-L-)	LUMP	LUMP		29,750.00	
0089	8121000000-N UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (12+94.40-L-)	LUMP	LUMP		5,950.00	
0090	8147000000-E REINFORCED CONCRETE DECK SLAB	3,402.000 SF	41.30000		140,502.60	
0091	8161000000-E GROOVING BRIDGE FLOORS	3,592.000 SF	1.12000		4,023.04	
0092	8182000000-E CLASS A CONCRETE (BRIDGE)	48.500 CY	1,190.00000		57,715.00	

State of NC
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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0093	8210000000-N BRIDGE APPROACH SLABS, STATION***** (12+94.40-L-)	LUMP	LUMP			41,660.00
0094	8217000000-E REINFORCING STEEL (BRIDGE)	LB 6,124.000	1.22000			7,471.28
0095	8280000000-E APPROX LBS STRUCTURALSTEEL	LUMP	LUMP			208,300.00
0096	8364000000-E HP12X53 STEEL PILES	LF 950.000	60.00000			57,000.00
0097	8475000000-E TWO BAR METAL RAIL	LF 166.920	137.50000			22,951.50
0098	8517000000-E 1'-***X ***** CONCRETE PARA- PET (1'-2"X2'-6")	LF 182.550	74.00000			13,508.70
0099	8608000000-E RIP RAP CLASS II (2'-0" THICK)	TON 435.000	54.00000			23,490.00
0100	8622000000-E FILTER FABRIC FOR DRAINAGE	SY 484.000	4.75000			2,299.00
0101	8692000000-N EVAZOTE JOINT SEALS	LUMP	LUMP			12,200.00
Section 0004 Total						626,821.12
Bid Total						966,221.70

NON-COLLUSION AND DEBARMENT CERTIFICATION

The bidder certifies that neither he, nor any official, agent or employee of the bidder has entered into any agreement, participated in any collusion, or otherwise taken any action which is in restraint of free competitive bidding in connection with this bid, and that the bidder intends to do the work with its own bonafide employees or subcontractors and is not bidding for the benefit of another contractor. In addition, submitting this electronic bid constitutes the bidder's certification of Status under penalty of perjury under the laws of the United States and in accordance with the Debarment Certification on file with the Department.

By submitting this bid, the bidder certifies to the best of his knowledge and belief that he and his principals:

- a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
- b. Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records; making false statements; or receiving stolen property;
- c. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph b. of this certification; and
- d. Have not within a three-year period preceding this proposal had one or more public transactions (Federal, State or local) terminated for cause or default.

Where the prospective bidder is unable to certify to any of the statements in this certification, the bidder shall submit an explanation in the blanks provided herein. The explanation will not necessarily result in denial of participation in a contract.

Explanation:
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

If the prequalified bidder's status changes, he shall immediately submit a new fully executed non-collusion affidavit and debarment certification with an explanation of the change to the Contract Office prior to submitting the bid.

Failure to furnish a certification or an explanation will be grounds for rejection of a bid

AWARD LIMITS ON MULTIPLE PROJECTS

By answering YES to this statement, the bidder acknowledges that they are using the award limits on multiple projects. No

A bidder who desires to bid on more than one project on which bids are to be opened on the same date, and who also desires to avoid receiving an award of more projects than he is equipped to handle, may bid on any number of projects but may limit the total amount of work awarded to him on selected projects by completing the AWARD LIMITS ON MULTIPLE PROJECTS.

The Award Limits on Multiple Projects must be filled in on each project bid for which the Bidder desires protection.

It is the desire of the Bidder to be awarded contracts, the value of which will not exceed a total of NOT ANSWERED for those

projects indicated herein, for which bids will be opened on (MM/DD/YY)

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	

It is agreed that if I am (we are) the low Bidder(s) on indicated projects, the total value of which is more than the above stipulated award limits, the Board of Transportation will award me (us) projects from among those indicated that have a total value not to exceed the award limit and will result in the lowest total bids to the Department of Transportation.

Fuel Price Adjustment Opt-Out Clause

Bidders have the option to accept or reject Fuel Price Adjustments in accordance with the requirements of Article 109-8 Fuel Price Adjustments and the provisions in the contract. To indicate the choice, the bidder shall enter an X in one of the blocks below.

The bidder will not be permitted to change the option after the bid is accepted.

Enter X in one box only:

Yes, the bidder accepts fuel price adjustments for this project in accordance with Article 109-8.

No, the bidder declines fuel price adjustments for this project.

In the event the bidder does not enter an X in either box, the bidder will receive fuel adjustments for the items shown in the contract.

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE: 03-18-08
PAGE: 13

PROPOSAL: C201817
LETTING: L080415 CALL: 016
VENDOR: 4315 APAC - Atlantic, Inc. Thompson-Arthur Division

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE SUBCONTRACTOR: 4388 FOOTHILLS CONSTRUCTION SERV INC						
Will Use Quote: Yes						
0020	2000000000-N	RIGHT OF WAY	EA	15.000	195.00000	2925.00
0058	6000000000-E	TEMPORARY SI	LF	590.000	2.55000	1504.50
0062	6015000000-E	TEMPORARY MU	ACR	1.000	625.00000	625.00
0063	6018000000-E	SEED FOR TEM	LB	50.000	3.75000	187.50
0064	6021000000-E	FERT FOR TEM	TON	0.250	625.00000	156.25
0065	6029000000-E	SAFETY FENCE	LF	250.000	2.75000	687.50
0067	6036000000-E	MATTING FOR	SY	430.000	2.45000	1053.50
0068	6037000000-E	COIR FIBER M	SY	10.000	6.75000	67.50
0069	6038000000-E	PERM SOIL RE	SY	290.000	4.50000	1305.00
0074	6084000000-E	SEEDING AND	ACR	1.000	2250.00000	2250.00
0075	6087000000-E	MOWING	ACR	0.500	300.00000	150.00
0076	6090000000-E	SEED FOR REP	LB	50.000	5.25000	262.50
0077	6093000000-E	FERT FOR REP	TON	0.250	600.00000	150.00
0078	6096000000-E	SEED FOR SUP	LB	50.000	5.25000	262.50
0079	6108000000-E	FERTILIZER T	TON	0.500	600.00000	300.00
0080	6114000000-N	SPECIALIZED	HR	2.000	45.00000	90.00
0081	6117000000-N	RESPONSE FOR	EA	12.000	375.00000	4500.00
0072	6071030000-E	COIR FIBER B	LF	130.000	8.50000	1105.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 17,581.75
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 17,581.75 ✓

DBE SUBCONTRACTOR: 3376 REYNOLDS FENCE & GUARDRAIL INC
Will Use Quote: Yes

0032	3030000000-E	STL BM GUARD	LF	50.000	16.00000	800.00
0033	3045000000-E	SBGR SHOP CU	LF	225.000	19.00000	4275.00
0034	3150000000-N	ADDIT GUARDR	EA	5.000	41.00000	205.00
0035	3195000000-N	GR ANCHOR TY	EA	2.000	475.00000	950.00
0036	3215000000-N	GR ANCHOR TY	EA	4.000	1190.00000	4760.00
0037	3270000000-N	GR ANCHOR TY	EA	2.000	1700.00000	3400.00
0038	3387000000-N	GDRL ANCH UN	EA	1.000	2000.00000	2000.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 16,390.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 16,390.00 ✓

DBE SUBCONTRACTOR: 3080 CURTIN TRUCKING & DRAINAGE, INC.
Will Use Quote: Yes

0052	4465000000-N	TEMPORARY CR	EA	2.000	5000.00000	10000.00
0053	4470000000-N	RESET CRASH	EA	2.000	1500.00000	3000.00
0054	4485000000-E	PORT CONC BA	LF	90.000	28.00000	2520.00
0055	4490000000-E	PORT CONC BA	LF	100.000	45.00000	4500.00

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE: 03-18-08
PAGE: 14

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:	20,020.00	✓
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)	20,020.00	✓

TOTAL DBE COMMITMENT FOR VENDOR:	Entered:	5.59% or	53991.75	✓
	Required:	5.00% or	48311.08	
		<GOAL MET>		

Contract Item Sheets For C201817

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	45,256.00	45,256.00
0002	0029000000-N	SP	REINFORCED BRIDGE APPROACH FILL, STATION ***** (12+94.40)	Lump Sum LS	23,805.00	23,805.00
0003	0043000000-N	226	GRADING	Lump Sum LS	60,500.00	60,500.00
0004	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	1.00	1.00
0005	0057000000-E	226	UNDERCUT EXCAVATION	100 CY	10.00	1,000.00
0006	0080000000-E	SP	CLASS IV SUBGRADE STABILIZA- TION	50 TON	40.00	2,000.00
0007	0195000000-E	265	SELECT GRANULAR MATERIAL	50 CY	30.00	1,500.00
0008	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	50 SY	3.00	150.00
0009	0199000000-E	SP	TEMPORARY SHORING	345 SF	52.40	18,078.00
0010	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	30 TON	43.00	1,290.00
0011	0343000000-E	310	15" SIDE DRAIN PIPE	64 LF	35.00	2,240.00
0012	0345000000-E	310	24" SIDE DRAIN PIPE	52 LF	40.00	2,080.00
0013	0714000000-E	310	18" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	16 LF	40.00	640.00
0014	0807000000-E	310	18" BIT COAT CS PIPE ELBOWS, T YPE B 0.064" THICK	1 EA	300.00	300.00
0015	0995000000-E	340	PIPE REMOVAL	42 LF	10.00	420.00
0016	1220000000-E	545	INCIDENTAL STONE BASE	50 TON	40.00	2,000.00
0017	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	220 TON	115.00	25,300.00
0018	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	220 TON	115.00	25,300.00

Contract Item Sheets For C201817

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	24 TON	500.00	12,000.00
0020	2000000000-N	806	RIGHT OF WAY MARKERS	15 EA	195.00	2,925.00
0021	2022000000-E	815	SUBDRAIN EXCAVATION	224 CY	5.00	1,120.00
0022	2033000000-E	815	SUBDRAIN FINE AGGREGATE	168 CY	40.00	6,720.00
0023	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	1,000 LF	3.00	3,000.00
0024	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	30 EA	5.00	150.00
0025	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	2 EA	150.00	300.00
0026	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	12 LF	3.00	36.00
0027	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	4 EA	2,000.00	8,000.00
0028	2354200000-N	840	FRAME WITH GRATE, STD 840.24	2 EA	500.00	1,000.00
0029	2355000000-N	840	FRAME WITH GRATE, STD 840.29	2 EA	500.00	1,000.00
0030	2556000000-E	846	SHOULDER BERM GUTTER	85 LF	40.00	3,400.00
0031	2619000000-E	850	4" CONCRETE PAVED DITCH	11 SY	75.00	825.00
0032	3030000000-E	862	STEEL BM GUARDRAIL	50 LF	16.00	800.00
0033	3045000000-E	862	STEEL BM GUARDRAIL, SHOP CURVED	225 LF	19.00	4,275.00
0034	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	41.00	205.00
0035	3195000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE AT-1	2 EA	475.00	950.00
0036	3215000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE III	4 EA	1,190.00	4,760.00
0037	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	2 EA	1,700.00	3,400.00

Contract Item Sheets For C201817

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0038	3387000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE ***** TEMPORARY (RETROFIT)	1 EA	2,000.00	2,000.00
0039	3628000000-E	876	RIP RAP, CLASS I	8 TON	55.75	446.00
0040	3649000000-E	876	RIP RAP, CLASS B	7 TON	50.00	350.00
0041	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	203 SY	3.00	609.00
0042	4025000000-E	901	CONTRACTOR FURNISHED, TYPE *** SIGN (E)	36.5 SF	13.50	492.75
0043	4072000000-E	903	SUPPORTS, 3-LB STEEL U-CHANNEL	78 LF	4.75	370.50
0044	4102000000-N	904	SIGN ERECTION, TYPE E	10 EA	85.00	850.00
0045	4158000000-N	907	DISPOSAL OF SIGN SYSTEM, WOOD	9 EA	5.00	45.00
0046	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	80 SF	5.45	436.00
0047	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	96 SF	8.50	816.00
0048	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	36 SF	6.45	232.20
0049	4430000000-N	1130	DRUMS	15 EA	34.00	510.00
0050	4445000000-E	1145	BARRICADES (TYPE III)	32 LF	27.15	868.80
0051	4455000000-N	1150	FLAGGER	540 MD	1.00	540.00
0052	4465000000-N	1160	TEMPORARY CRASH CUSHIONS	2 EA	5,000.00	10,000.00
0053	4470000000-N	1160	RESET TEMPORARY CRASH CUSHIONS	2 EA	1,500.00	3,000.00
0054	4485000000-E	1170	PORTABLE CONCRETE BARRIER	90 LF	28.00	2,520.00
0055	4490000000-E	1170	PORTABLE CONCRETE BARRIER (ANCHORED)	100 LF	45.00	4,500.00
0056	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	5,018 LF	0.31	1,555.58

Contract Item Sheets For C201817

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0057	4850000000-E	1205	REMOVAL OF PAVEMENT MARKING LINES (4")	856 LF	1.00	856.00
0058	6000000000-E	1605	TEMPORARY SILT FENCE	590 LF	2.55	1,504.50
0059	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	110 TON	45.00	4,950.00
0060	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	170 TON	50.00	8,500.00
0061	6012000000-E	1610	SEDIMENT CONTROL STONE	80 TON	43.00	3,440.00
0062	6015000000-E	1615	TEMPORARY MULCHING	1 ACR	625.00	625.00
0063	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	50 LB	3.75	187.50
0064	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEEDING	0.25 TON	625.00	156.25
0065	6029000000-E	SP	SAFETY FENCE	250 LF	2.75	687.50
0066	6030000000-E	1630	SILT EXCAVATION	480 CY	1.00	480.00
0067	6036000000-E	1631	MATTING FOR EROSION CONTROL	430 SY	2.45	1,053.50
0068	6037000000-E	SP	COIR FIBER MAT	10 SY	6.75	67.50
0069	6038000000-E	SP	PERMANENT SOIL REINFORCEMENT MAT	290 SY	4.50	1,305.00
0070	6042000000-E	1632	1/4" HARDWARE CLOTH	100 LF	8.00	800.00
0071	6045000000-E	SP	*** TEMPORARY PIPE (15")	45 LF	50.00	2,250.00
0072	6071030000-E	SP	COIR FIBER BAFFLES	130 LF	8.50	1,105.00
0073	6071050000-E	SP	*** SKIMMER (1-1/2")	1 EA	1,500.00	1,500.00
0074	6084000000-E	1660	SEEDING & MULCHING	1 ACR	2,250.00	2,250.00
0075	6087000000-E	1660	MOWING	0.5 ACR	300.00	150.00

Contract Item Sheets For C201817

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0076	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	5.25	262.50
0077	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	600.00	150.00
0078	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	5.25	262.50
0079	6108000000-E	1665	FERTILIZER TOPDRESSING	0.5 TON	600.00	300.00
0080	6114000000-N	SP	SPECIALIZED HAND MOWING	2 HR	45.00	90.00
0081	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	12 EA	375.00	4,500.00

***** BEGIN SCHEDULE AA *****
 ***** (3 ALTERNATES) *****

0082 AA1	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	36 LF		
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0083 AA1	0378000000-E	310	24" RC PIPE CULVERTS, CLASS III	96 LF		
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*** OR ***

0084 AA2	0536000000-E	SP	**** HDPE PIPE CULVERTS (15")	36 LF	35.00	1,260.00
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0085 AA2	0536000000-E	SP	**** HDPE PIPE CULVERTS (24")	96 LF	40.00	3,840.00
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*** OR ***

0086 AA3	0540000000-E	SP	**** ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, **** THICK (15", 0.064")	36 LF		
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0087 AA3	0540000000-E	SP	**** ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, **** THICK (24", 0.064")	96 LF		
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***** END SCHEDULE AA *****

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0088	8021000000-N	SP	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (12+94.40-L-)	Lump Sum LS	29,750.00	29,750.00
0089	8121000000-N	412	UNCLASSIFIED STRUCTURE EXCAVA- TION AT STATION ***** (12+94.40-L-)	Lump Sum LS	5,950.00	5,950.00
0090	8147000000-E	420	REINFORCED CONCRETE DECK SLAB	3,402 SF	41.30	140,502.60
0091	8161000000-E	420	GROOVING BRIDGE FLOORS	3,592 SF	1.12	4,023.04
0092	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	48.5 CY	1,190.00	57,715.00
0093	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (12+94.40-L-)	Lump Sum LS	41,660.00	41,660.00
0094	8217000000-E	425	REINFORCING STEEL (BRIDGE)	6,124 LB	1.22	7,471.28
0095	8280000000-E	440	APPROX LBS STRUCTURAL STEEL	109,500 LS	208,300.00	208,300.00
0096	8364000000-E	450	HP12X53 STEEL PILES	950 LF	60.00	57,000.00
0097	8475000000-E	460	TWO BAR METAL RAIL	166.92 LF	137.50	22,951.50
0098	8517000000-E	460	1'***X ***** CONCRETE PARA- PET (1'-2"X2'-6")	182.55 LF	74.00	13,508.70
0099	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	435 TON	54.00	23,490.00
0100	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	484 SY	4.75	2,299.00
0101	8692000000-N	SP	EVAZOTE JOINT SEALS	Lump Sum LS	12,200.00	12,200.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$966,221.70 ✓

Contract Number C201817
County WILKES

Rev 02-17-04

**EXECUTION OF CONTRACT
NON-COLLUSION AFFIDAVIT, AND DEBARMENT CERTIFICATION
CORPORATION**

The Contractor being duly sworn, solemnly swears (or affirms) that neither he, nor any official, agent or employee has entered into any agreement, participated in any collusion, or otherwise taken any action which is in restraint of free competitive bidding in connection with this Contract, and that the Contractor intends to do the work with his own bonafide employees or subcontractors and did not bid for the benefit of another contractor.

By submitting this Execution of Contract, Non-Collusion affidavit and Debarment Certification, the Contractor is certifying his status under penalty of perjury under the laws of the United States in accordance with the Debarment Certification attached, provided that the Debarment Certification also includes any required statements concerning exceptions that are applicable.

SIGNATURE OF CONTRACTOR

THOMPSON-ARTHUR DIVISION
Print or type full name of Corporation APAC - ATLANTIC, INC.
PO BOX 21088
GREENSBORO, NC 27420

Address as Prequalified

Attest Leonard D. Conway
~~Secretary~~/Assistant Secretary
Delete inappropriate title
LEONARD D. CONWAY

Print or type signer's name

By Clarence O. Brickey
~~President~~/Vice President/~~Assistant Vice President~~
Delete inappropriate title
Clarence O. Brickey

Print or type signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

5th day of May 2008

Betty T. Epalik
Signature of Notary Public

of Randolph County

State of NC

My Commission Expires: 4/11/11

**EXECUTION OF CONTRACT
NON-COLLUSION AFFIDAVIT, AND DEBARMENT CERTIFICATION**

DEBARMENT CERTIFICATION OF CONTRACTOR

Conditions for certification:

1. The Contractor shall provide immediate written notice to the Department if at any time the Contractor learns that his certification was erroneous when he submitted his debarment certification or explanation that is on file with the Department, or has become erroneous because of changed circumstances.
2. The terms *covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded*, as used in this provision, have the meanings set out in the Definitions and Coverage sections of the rules implementing Executive Order 12549. A copy of the Federal Rules requiring this certification and detailing the definitions and coverages may be obtained from the Contract Officer of the Department.
3. The Contractor agrees by submitting this form, that he will not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in NCDOT contracts, unless authorized by the Department.
4. For Federal Aid projects, the Contractor further agrees that by submitting this form he will include the Federal-Aid Provision titled *Required Contract Provisions Federal-Aid Construction Contract (Form FHWA PR 1273)* provided by the Department, without subsequent modification, in all lower tier covered transactions.
5. The Contractor may rely upon a certification of a participant in a lower tier covered transaction that he is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless he knows that the certification is erroneous. The Contractor may decide the method and frequency by which he will determine the eligibility of his subcontractors.
6. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this provision. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
7. Except as authorized in paragraph 3 herein, the Department may terminate any contract if the Contractor knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available by the Federal Government.

DEBARMENT CERTIFICATION

The Contractor certifies to the best of his knowledge and belief, that he and his principals:

- a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
- b. Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records; making false statements; or receiving stolen property;
- c. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph b. of this certification; and
- d. Have not within a three-year period preceding this proposal had one or more public transactions (Federal, State or local) terminated for cause or default.
- e. If status changes, will submit a revised Debarment Certification immediately.

If the Contractor cannot certify that he is not debarred, he shall provide an explanation with this submittal. An explanation will not necessarily result in denial of participation in a contract.

Failure to submit a non-collusion affidavit and debarment certification will result in the Contractor's bid being considered non-responsive.

Check here if an explanation is attached to this certification.

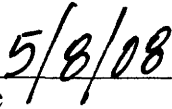
Contract No: C201817

County: Wilkes

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

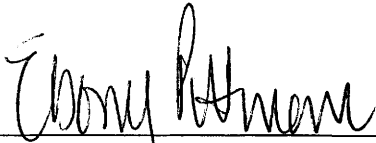


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

CONTRACT PAYMENT BOND

Date of Payment:
Bond Execution: MAY 2, 2008

Name of Principal:
Contractor APAC – ATLANTIC, INC. THOMPSON- ARTHUR DIVISION

P.O. BOX 21088, GREENSBORO, NC 27420

Name of Surety: LIBERTY MUTUAL INSURANCE COMPANY

BOSTON, MA

Name of Contracting Body: North Carolina Department of Transportation

Raleigh, NC

Amount of Bond: \$966,221.70

Contract ID No.: C201817

County Name(s): WILKES

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL and SURETY above named, are held and firmly bound unto the above named Contracting Body, hereinafter called the Contracting Body, in the penal sum of the amount stated above for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas the principal entered into a certain contract with the Contracting Body, numbered as shown above and hereto attached:

NOW THEREFORE, if the principal shall promptly make payment to all persons supplying labor and material in the prosecution of the work provided for in said contract, and any and all duly authorized modifications of said contract that may hereafter be made, notice of which modifications to the surety being hereby waived, then this obligation to be void; otherwise to remain in full force and virtue.


IN WITNESS WHEREOF, the above-bounden parties have executed this instrument under their several seals on the date indicated above, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by its undersigned representative, pursuant to authority of its governing body.

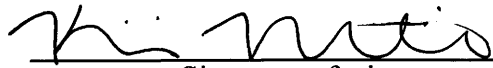
CONTRACT PAYMENT BOND

Affix Seal of Surety Company

LIBERTY MUTUAL INSURANCE COMPANY
Print or type Surety Company Name

By MARCINDA DRYSDALE
Print, stamp or type name of Attorney-in-Fact


Signature of Attorney-in-Fact


Signature of witness

KIRIE MARTIN
Print or type witness' name

15 W. SOUTH TEMPLE, STE. 700
SALT LAKE CITY, UT 84101
Address of Attorney-in-Fact

CONTRACT PAYMENT BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

APAC – ATLANTIC, INC. THOMPSON – ARTHUR DIVISION
Print or type full name of Corporation

P.O. BOX 21088, GREENSBORO, NC 27420
Address as prequalified

By Clarence O. Brickey
Signature of ~~President, Vice President, Assistant Vice President~~
Delete inappropriate title

Clarence O. Brickey

Print or type signer's name

Attest Leonard D. Conway
Signature of ~~Secretary, Assistant Secretary~~
Delete inappropriate title

LEONARD D. CONWAY

Print or type signer's name

Affix Corporate Seal

THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

LIBERTY MUTUAL INSURANCE COMPANY
BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Liberty Mutual Insurance Company (the "Company"), a Massachusetts stock insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint
TINA DAVIS, MARCINDA DRYSDALE, KIRIE MARTIN, ALL OF THE CITY OF SALT LAKE CITY, STATE OF UTAH.....

, each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations in the penal sum not exceeding SEVENTY FIVE MILLION AND 00/100***** DOLLARS (\$ 75,000,000.00*****) each, and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

That this power is made and executed pursuant to and by authority of the following By-law and Authorization:

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

By the following instrument the chairman or the president has authorized the officer or other official named therein to appoint attorneys-in-fact:

Pursuant to Article XIII, Section 5 of the By-Laws, Garnet W. Elliott, Assistant Secretary of Liberty Mutual Insurance Company, is hereby authorized to appoint such attorneys-in-fact as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

That the By-law and the Authorization set forth above are true copies thereof and are now in full force and effect.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this 2nd day of April, 2008.

LIBERTY MUTUAL INSURANCE COMPANY

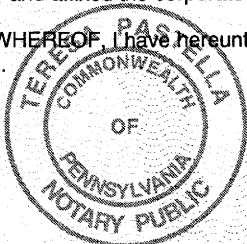
By Garnet W. Elliott, Assistant Secretary



COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 2nd day of April, 2008, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Plymouth Twp., Montgomery County
My Commission Expires Mar. 28, 2009
Member, Pennsylvania Association of Notaries

By Teresa Pastella, Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this certificate; and I do further certify that the officer or official who executed the said power of attorney is an Assistant Secretary specially authorized by the chairman or the president to appoint attorneys-in-fact as provided in Article XIII, Section 5 of the By-laws of Liberty Mutual Insurance Company.

This certificate and the above power of attorney may be signed by facsimile or mechanically reproduced signatures under and by authority of the following vote of the board of directors of Liberty Mutual Insurance Company at a meeting duly called and held on the 12th day of March, 1980.

VOTED that the facsimile or mechanically reproduced signature of any assistant secretary of the company, wherever appearing upon a certified copy of any power of attorney issued by the company in connection with surety bonds, shall be valid and binding upon the company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 2ND day of MAY, 2008.



By David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

CONTRACT PERFORMANCE BOND

Date of Contract Performance

Bond Execution: MAY 2, 2008

Name of Principal: APAC – ATLANTIC, INC. THOMPSON-ARTHUR DIVISION

Contractor P.O. BOX 21088, GREENSBORO, NC 27420

Name of Surety: LIBERTY MUTUAL INSURANCE COMPANY

BOSTON, MA

Name of Contracting Body: North Carolina Department of Transportation

Raleigh, NC

Amount of Bond: \$966,221.70

Contract ID No.: C201817

County Name(s): WILKES

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL and SURETY above named, are held and firmly bound unto the above named Contracting Body, hereinafter called the Contracting Body, in the penal sum of the amount stated above for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH that whereas the principal entered into a certain contract with the Contracting Body, numbered as shown above and hereto attached:

NOW THEREFORE, if the principal shall well and truly perform and fulfill all the undertakings, covenants, terms, conditions, and agreements of said contract during the original term of said contract and any extensions thereof that may be granted by the Contracting Body, with or without notice to the Surety, and during the life of any guaranty required under the contract, and shall also well and truly perform and fulfill all the undertakings, covenants, terms, conditions, and agreements of any and all duly authorized modifications of said contract that may hereafter be made, notice of which modifications to the surety being hereby waived, then this obligation to be void; otherwise to remain in full force and virtue.

IN WITNESS WHEREOF, the above-bounden parties have executed this instrument under their several seals on the date indicated above, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by its undersigned representative, pursuant to authority of its governing body.

Affix Seal of Surety Company


LIBERTY MUTUAL INSURANCE COMPANY

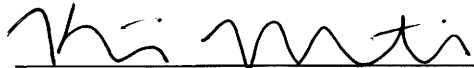
Print or type Surety Company Name

By

MARCINDA DRYSDALE

Print, stamp, or type name of Attorney-in-Fact


Signature of Attorney-in-Fact


Signature of witness

KIRIE MARTIN

Print or type witness' name

15 W. SOUTH TEMPLE, STE. 700
SALT LAKE CITY, UT 84101

Address of Attorney-in-Fact

CONTRACT PERFORMANCE BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

APAC – ATLANTIC, INC. THOMPSON – ARTHUR DIVISION

Print full name of Corporation

P.O. BOX 21088, GREENSBORO, NC 27420

Address as prequalified

By Clarence O. Brickey
Signature of ~~President~~, Vice President, ~~Assistant Vice President~~
Delete inappropriate title

Clarence O. Brickey

Print or type signer's name

Attest Leonard D. Conway
Signature of ~~Secretary~~, Assistant Secretary
Delete inappropriate title

LEONARD D. CONWAY

Print or type signer's name

Affix Corporate Seal

THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

LIBERTY MUTUAL INSURANCE COMPANY
BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Liberty Mutual Insurance Company (the "Company"), a Massachusetts stock insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint TINA DAVIS, MARCINDA DRYSDALE, KIRIE MARTIN, ALL OF THE CITY OF SALT LAKE CITY, STATE OF UTAH.....

each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations in the penal sum not exceeding SEVENTY FIVE MILLION AND 00/100***** DOLLARS (\$ 75,000,000.00*****) each, and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

That this power is made and executed pursuant to and by authority of the following By-law and Authorization:

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

By the following instrument the chairman or the president has authorized the officer or other official named therein to appoint attorneys-in-fact:

Pursuant to Article XIII, Section 5 of the By-Laws, Garnet W. Elliott, Assistant Secretary of Liberty Mutual Insurance Company, is hereby authorized to appoint such attorneys-in-fact as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

That the By-law and the Authorization set forth above are true copies thereof and are now in full force and effect.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this 2nd day of April, 2008.

LIBERTY MUTUAL INSURANCE COMPANY

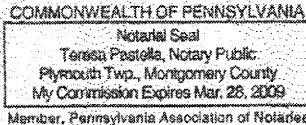
By Garnet W. Elliott
Garnet W. Elliott, Assistant Secretary



COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 2nd day of April, 2008, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



By Teresa Pastella
Teresa Pastella, Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this certificate; and I do further certify that the officer or official who executed the said power of attorney is an Assistant Secretary specially authorized by the chairman or the president to appoint attorneys-in-fact as provided in Article XIII, Section 5 of the By-laws of Liberty Mutual Insurance Company.

This certificate and the above power of attorney may be signed by facsimile or mechanically reproduced signatures under and by authority of the following vote of the board of directors of Liberty Mutual Insurance Company at a meeting duly called and held on the 12th day of March, 1980.

VOTED that the facsimile or mechanically reproduced signature of any assistant secretary of the company, wherever appearing upon a certified copy of any power of attorney issued by the company in connection with surety bonds, shall be valid and binding upon the company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 2ND day of MAY, 2008.



By David M. Carey
David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

