

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

C201732

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C201732

WBS 33387.3.1 BRZ-1403(4)

T.I.P NO. B-4020

COUNTY OF BEAUFORT, PITT
THIS IS THE ROADWAY & STRUCTURE CONTRACT
ROUTE NUMBER SR 1403 LENGTH 0.222 MILES
LOCATION BRIDGE OVER TRANTER'S CREEK AND APPROACHES ON SR-1403 &
SR-1567 IN WASHINGTON.

CONTRACTOR ATWELL CONSTRUCTION CO INC
ADDRESS 305 AIRPORT RD
GREENVILLE, NC 278341408

BIDS OPENED JULY 15, 2008
CONTRACT EXECUTION AUG 18 2008

Atwell Construction (12479).

Vendor 1 of 3 Vendors for Call Order 009 (Proposal ID C201732).

County: BEAUFORT, PITT
Address: 305 Airport Rd.
Greenville, NC 27834

Phone Number: 2523417903

Signature Check: This bid has been properly signed by Timothy_A._Meyer_12479.

Time Bid Received: Tue Jul 15 12:33:06 2008

Bid Checksum: 32A09EAF

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$3,114,000.00 ✓

Bond ID: c6ml-6sj7-budu-mddp

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$155,700.00

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: July 15, 2008

Surety Name: Rutherford

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

DBE GOAL SET - 3.0 %
DBE GOAL MET - 3.1 %

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
6212	MB AMERICAN PROJECTS GROUP CORP. P.O. BOX 908 , MAXTON, NC 28364		Sub	8,558.17
2855	MB BOSS CONSTRUCTION CO., INC. 229 BOXWOOD CHURCH ROAD , MOCKSVILLE, NC 27028		Sub	33,183.19
4708	MB DAKATO HAWK CONSTRUCTION INC 138 ALVIN ROAD , PEMBROKE, NC 28372		Sub	26,424.47
4761	WB TRAFFIC CONTROL SAFETY SERVICES POST OFFICE BOX 24511 , WINSTON-SALEM, NC 27114		Sub	7,720.35
5279	WB GUARDRAIL OF GREENSBORO LLC P.O. BOX 19232 , GREENSBORO, NC 27419		Sub	20,862.50
			TOTAL:	\$96,748.68 3.11%

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: c6ml-6sj7-budu-mddp
Surety Registry Agency: SurePathNetwork

NCDOT/berc

Vendor 12479's Load Output for Call 009, Letting L080715, 2008-07-15

Verified?: Yes

Surety Agency: Rutherford

Bond Execution Date: July 15, 2008

Bond Amount: \$155,700.00 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 06-17-08
Revised:

Contract ID: C201732 Project(s): BRZ-1403(4)
Letting Date: 07-15-08 Call Order: 009
Bidder: 12479 - Atwell Construction

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 ROADWAY ITEMS						
0001	0000100000-N MOBILIZATION	LUMP	LUMP			155,000.00
0002	0000400000-N CONSTRUCTION SURVEYING	LUMP	LUMP			9,200.00
0003	0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (22+00.53)	LUMP	LUMP			11,000.00
0004	0043000000-N GRADING	LUMP	LUMP			36,200.00
0005	0050000000-E SUPPLEMENTARY CLEARING & GRUB-BING	ACR	1.000	100.00000		100.00
0006	0057000000-E UNDERCUT EXCAVATION	CY	3,300.000	11.20000		36,960.00
0007	0127000000-N EMBANKMENT SETTLEMENT GAUGES	EA	5.000	275.00000		1,375.00
0008	0134000000-E DRAINAGE DITCH EXCAVATION	CY	91.000	15.00000		1,365.00
0009	0196000000-E FABRIC FOR SOIL STABILIZATION	SY	1,900.000	1.90000		3,610.00
0010	0234000000-E GENERIC GRADING ITEM SELECT GRANULAR MATERIAL	CY	300.000	14.50000		4,350.00
0011	0241000000-E GENERIC GRADING ITEM FABRIC FOR EMBANKMENT STABILIZATION	SY	3,700.000	20.50000		75,850.00

State of NC
Dept of Transportation

Date: 06-17-08
Revised:

Contract ID: C201732 Project(s): BRZ-1403(4)
Letting Date: 07-15-08 Call Order: 009
Bidder: 12479 - Atwell Construction

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	0255000000-E GENERIC GRADING ITEM LIGHTWEIGHT AGGREGATE	3,600.000 TON	105.00000		378,000.00	
0013	0318000000-E FOUNDATION CONDITIONING MATERIAL, MINOR STRS	18.000 TON	43.00000		774.00	
0014	0344000000-E 18" SIDE DRAIN PIPE	36.000 LF	22.50000		810.00	
0015	0366000000-E 15" RC PIPE CULVERTS, CLASS III	64.000 LF	35.00000		2,240.00	
0016	0708000000-E 15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	64.000 LF	35.00000		2,240.00	
0017	0806000000-E 15" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	4.000 EA	430.00000		1,720.00	
0018	0995000000-E PIPE REMOVAL	61.000 LF	16.00000		976.00	
0019	1121000000-E AGGREGATE BASE COURSE	148.000 TON	35.00000		5,180.00	
0020	1220000000-E INCIDENTAL STONE BASE	200.000 TON	34.00000		6,800.00	
0021	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	662.000 TON	65.00000		43,030.00	
0022	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	753.000 TON	65.00000		48,945.00	
0023	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	74.000 TON	625.00000		46,250.00	

State of NC
Dept of Transportation

Date: 06-17-08
Revised:

Contract ID: C201732 Project(s): BRZ-1403(4)
Letting Date: 07-15-08 Call Order: 009
Bidder: 12479 - Atwell Construction

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	2022000000-E SUBDRAIN EXCAVATION	23.000 CY	21.00000		483.00	
0025	2033000000-E SUBDRAIN FINE AGGREGATE	17.000 CY	36.00000		612.00	
0026	2044000000-E 6" PERFORATED SUBDRAIN PIPE	100.000 LF	9.00000		900.00	
0027	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	3.000 EA	30.00000		90.00	
0028	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1.000 EA	300.00000		300.00	
0029	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	6.000 LF	23.00000		138.00	
0030	2286000000-N MASONRY DRAINAGE STRUCTURES	4.000 EA	1,850.00000		7,400.00	
0031	2355000000-N FRAME WITH GRATE, STD 840.29	4.000 EA	340.00000		1,360.00	
0032	2556000000-E SHOULDER BERM GUTTER	54.000 LF	39.00000		2,106.00	
0033	3030000000-E STEEL BM GUARDRAIL	550.000 LF	16.25000		8,937.50	
0034	3150000000-N ADDITIONAL GUARDRAIL POSTS	5.000 EA	45.00000		225.00	
0035	3215000000-N GUARDRAIL ANCHOR UNITS, TYPE III	4.000 EA	1,075.00000		4,300.00	

State of NC
Dept of Transportation

Date: 06-17-08
Revised:

Contract ID: C201732 Project(s): BRZ-1403(4)
Letting Date: 07-15-08 Call Order: 009
Bidder: 12479 - Atwell Construction

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0036	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	EA 4.000	1,850.00000		7,400.00	
0037	3649000000-E RIP RAP, CLASS B	TON 5.000	100.00000		500.00	
0038	3656000000-E FILTER FABRIC FOR DRAINAGE	SF 245.000	1.65000		404.25	
0039	4025000000-E CONTRACTOR FURNISHED, TYPE ***SIGN (D)	SF 13.600	13.50000		183.60	
0040	4025000000-E CONTRACTOR FURNISHED, TYPE ***SIGN (E)	SF 29.000	13.50000		391.50	
0041	4082000000-E SUPPORTS, WOOD	LF 132.000	12.00000		1,584.00	
0042	4096000000-N SIGN ERECTION, TYPE D	EA 2.000	100.00000		200.00	
0043	4102000000-N SIGN ERECTION, TYPE E	EA 5.000	80.00000		400.00	
0044	4158000000-N DISPOSAL OF SIGN SYSTEM, WOOD	EA 11.000	5.00000		55.00	
0045	4400000000-E WORK ZONE SIGNS (STATIONARY)	SF 294.000	6.25000		1,837.50	
0046	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	SF 107.000	6.25000		668.75	
0047	4445000000-E BARRICADES (TYPE III)	LF 96.000	25.00000		2,400.00	

State of NC
Dept of Transportation

Date: 06-17-08
Revised:

Contract ID: C201732 Project(s): BRZ-1403(4)
Letting Date: 07-15-08 Call Order: 009
Bidder: 12479 - Atwell Construction

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0048	4847000000-E POLYUREA PAVEMENT MARKING LINES (4", *****) (STANDARD GLASS BEADS)	4,700.000 LF	1.48000		6,956.00	
0049	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	16.000 EA	15.00000		240.00	
0050	6000000000-E TEMPORARY SILT FENCE	1,380.000 LF	2.25000		3,105.00	
0051	6006000000-E STONE FOR EROSION CONTROL, CLASS A	90.000 TON	49.50000		4,455.00	
0052	6009000000-E STONE FOR EROSION CONTROL, CLASS B	160.000 TON	52.50000		8,400.00	
0053	6012000000-E SEDIMENT CONTROL STONE	90.000 TON	40.00000		3,600.00	
0054	6015000000-E TEMPORARY MULCHING	2.500 ACR	1,721.00000		4,302.50	
0055	6018000000-E SEED FOR TEMPORARY SEEDING	100.000 LB	11.30000		1,130.00	
0056	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	0.500 TON	2,178.00000		1,089.00	
0057	6024000000-E TEMPORARY SLOPE DRAINS	90.000 LF	15.00000		1,350.00	
0058	6027000000-N INLET PROTECTION AT TEMPORARY SLOPE DRAINS	4.000 EA	230.00000		920.00	
0059	6029000000-E SAFETY FENCE	250.000 LF	1.50000		375.00	

State of NC
Dept of Transportation

Date: 06-17-08
Revised:

Contract ID: C201732 Project(s): BRZ-1403(4)
Letting Date: 07-15-08 Call Order: 009
Bidder: 12479 - Atwell Construction

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0060	6030000000-E SILT EXCAVATION	365.000 CY	14.00000		5,110.00	
0061	6036000000-E MATTING FOR EROSION CONTROL	225.000 SY	3.78000		850.50	
0062	6048000000-E FLOATING TURBIDITY CURTAIN	150.000 SY	50.00000		7,500.00	
0063	6071030000-E COIR FIBER BAFFLES	115.000 LF	6.50000		747.50	
0064	6084000000-E SEEDING & MULCHING	2.500 ACR	2,781.00000		6,952.50	
0065	6087000000-E MOWING	1.500 ACR	211.50000		317.25	
0066	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	11.79000		589.50	
0067	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.250 TON	2,178.00000		544.50	
0068	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	50.000 LB	10.31000		515.50	
0069	6108000000-E FERTILIZER TOPDRESSING	1.750 TON	1,973.40000		3,453.45	
0070	6114000000-N SPECIALIZED HAND MOWING	2.000 HR	67.80000		135.60	
0071	6117000000-N RESPONSE FOR EROSION CONTROL	12.000 EA	521.00000		6,252.00	

State of NC
Dept of Transportation

Date: 06-17-08
Revised:

Contract ID: C201732 Project(s): BRZ-1403(4)
Letting Date: 07-15-08 Call Order: 009
Bidder: 12479 - Atwell Construction

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0072	6123000000-E REFORESTATION	ACR 0.100	2,921.75000		292.18	
0073	6129000000-E WETLAND REFORESTATION	ACR 0.050	15,000.00000		750.00	
0074	6135000000-E GENERIC EROSION CONTROL ITEM DISKING	ACR 0.140	2,500.00000		350.00	
0075	6135000000-E GENERIC EROSION CONTROL ITEM RIPPING	ACR 0.140	2,500.00000		350.00	
Section 0001 Total						985,484.08
Section 0004 STRUCTURE ITEMS						
0076	8017000000-N CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (22+00.00-L-)	LUMP	LUMP		1.00	
0077	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (22+00.00-L-)	LUMP	LUMP		60,000.00	
0078	8112730000-N PDA TESTING	EA 2.000	2,700.00000		5,400.00	
0079	8112740000-N PDA ASSISTANCE	EA 2.000	4,650.00000		9,300.00	
0080	8119000000-E UNCLASSIFIED STRUCTURE EXCAVATION	CY 2,150.000	11.50000		24,725.00	
0081	8182000000-E CLASS A CONCRETE (BRIDGE)	CY 170.200	715.00000		121,693.00	

State of NC
Dept of Transportation

Date: 06-17-08
Revised:

Contract ID: C201732 Project(s): BRZ-1403(4)
Letting Date: 07-15-08 Call Order: 009
Bidder: 12479 - Atwell Construction

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0082	8210000000-N BRIDGE APPROACH SLABS, STATION***** (22+00.00-L-)	LUMP	LUMP			47,386.30
0083	8217000000-E REINFORCING STEEL (BRIDGE)	27,607.000 LB	1.10000			30,367.70
0084	8364000000-E HP12X53 STEEL PILES	925.000 LF	63.70000			58,922.50
0085	8385200000-E PP ** X **** GALVANIZED STEEL PILES (24 X 0.5)	3,360.000 LF	241.00000			809,760.00
0086	8393000000-N PILE REDRIVES	35.000 EA	113.00000			3,955.00
0087	8475000000-E TWO BAR METAL RAIL	862.630 LF	98.00000			84,537.74
0088	8517000000-E 1'-***X ***** CONCRETE PARA- PET (1'-2" X 2'-11 1/4")	877.630 LF	54.00000			47,392.02
0089	8608000000-E RIP RAP CLASS II (2'-0" THICK)	391.000 TON	58.25000			22,775.75
0090	8622000000-E FILTER FABRIC FOR DRAINAGE	457.000 SY	1.15000			525.55
0091	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP			6,900.00
0092	8762000000-E 3'-0" X 1'-9" PRESTRESSED CONCCORED SLABS	5,691.560 LF	131.00000			745,594.36
0093	8897000000-N GENERIC STRUCTURE ITEM PREDRILLING OF PILES	28.000 EA	1,760.00000			49,280.00

State of NC
 Dept of Transportation

Date: 06-17-08
 Revised:

Contract ID: C201732 Project(s): BRZ-1403(4)
 Letting Date: 07-15-08 Call Order: 009
 Bidder: 12479 - Atwell Construction

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
	Section 0004 Total				2,128,515.92	
	Bid Total				3,114,000.00	

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:06-17-08
PAGE: 13

PROPOSAL: C201732
LETTING: L080715 CALL: 009
VENDOR: 12479 Atwell Construction

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
----------	----------	------------	-----------	------------------------	--------------------------	-----------------

DBE SUBCONTRACTOR: 6212 AMERICAN PROJECTS GROUP CORP.
Will Use Quote: Yes

0083	8217000000-E	REINF STEEL	LB	27607.000	0.31000	8558.17
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						8,558.17
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						8,558.17 ✓

DBE SUBCONTRACTOR: 2855 BOSS CONSTRUCTION CO., INC.
Will Use Quote: Yes

0088	8517000000-E	1'-**"X*****	LF	877.630	37.81000	33183.19
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						33,183.19
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						33,183.19 ✓

DBE SUBCONTRACTOR: 4708 DAKATO HAWK CONSTRUCTION INC
Will Use Quote: Yes

0054	6015000000-E	TEMPORARY MU	ACR	2.500	1721.00000	4302.50
0055	6018000000-E	SEED FOR TEM	LB	100.000	11.30000	1130.00
0056	6021000000-E	FERT FOR TEM	TON	0.500	2178.00000	1089.00
0061	6036000000-E	MATTING FOR	SY	225.000	3.78000	850.50
0064	6084000000-E	SEEDING AND	ACR	2.500	2781.00000	6952.50
0065	6087000000-E	MOWING	ACR	1.500	211.50000	317.25
0066	6090000000-E	SEED FOR REP	LB	50.000	11.79000	589.50
0067	6093000000-E	FERT FOR REP	TON	0.250	2178.00000	544.50
0068	6096000000-E	SEED FOR SUP	LB	50.000	10.31000	515.50
0069	6108000000-E	FERTILIZER T	TON	1.750	1973.40000	3453.45
0070	6114000000-N	SPECIALIZED	HR	2.000	67.80000	135.60
0071	6117000000-N	RESPONSE FOR	EA	12.000	521.00000	6252.00
0072	6123000000-E	REFORESTATIO	ACR	0.100	2921.75000	292.18
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						26,424.47
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						26,424.47 ✓

DBE SUBCONTRACTOR: 4761 TRAFFIC CONTROL SAFETY SERVICES, INC.
Will Use Quote: Yes

0039	4025000000-E	CONTR FURN,	SF	13.600	13.50000	183.60
0040	4025000000-E	CONTR FURN,	SF	29.000	13.50000	391.50
0041	4082000000-E	SUPPORT, WOO	LF	132.000	12.00000	1584.00
0042	4096000000-N	SIGN ERECTIO	EA	2.000	100.00000	200.00
0043	4102000000-N	SIGN ERECTIO	EA	5.000	80.00000	400.00
0044	4158000000-N	DISPOSE SIGN	EA	11.000	5.00000	55.00
0045	4400000000-E	WORK ZONE SI	SF	294.000	6.25000	1837.50
0046	4410000000-E	WORK ZONE SI	SF	107.000	6.25000	668.75
0047	4445000000-E	BARRICADES (LF	96.000	25.00000	2400.00

Check: 32A09EAF Page 13

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
 DBE COMMITMENT ITEMS

DATE: 06-17-08
 PAGE: 14

 LINE ITEM ITEM UNIT SUBCONTRACTOR SUBCONTRACTOR EXTENDED
 NO. NO. DESC. TYPE QUANTITY UNIT PRICE AMOUNT

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 7,720.35
 DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 7,720.35 ✓

DBE SUBCONTRACTOR: 5279 GUARDRAIL OF GREENSBORO LLC
 Will Use Quote: Yes

0033	3030000000-E	STL BM GUARD LF	550.000	16.25000	8937.50
0034	3150000000-N	ADDIT GUARDR EA	5.000	45.00000	225.00
0035	3215000000-N	GR ANCHOR TY EA	4.000	1075.00000	4300.00
0036	3270000000-N	GR ANCHOR TY EA	4.000	1850.00000	7400.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 20,862.50
 DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 20,862.50 ✓

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 3.11% or 96748.68 ✓
 Required: 3.00% or 93420.00
 <GOAL MET>

Contract Item Sheets For C201732

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	155,000.00	155,000.00
0002	0000400000-N	801	CONSTRUCTION SURVEYING	Lump Sum LS	9,200.00	9,200.00
0003	0029000000-N	SP	REINFORCED BRIDGE APPROACH FILL, STATION ***** (22+00.53)	Lump Sum LS	11,000.00	11,000.00
0004	0043000000-N	226	GRADING	Lump Sum LS	36,200.00	36,200.00
0005	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	100.00	100.00
0006	0057000000-E	226	UNDERCUT EXCAVATION	3,300 CY	11.20	36,960.00
0007	0127000000-N	SP	EMBANKMENT SETTLEMENT GAUGES	5 EA	275.00	1,375.00
0008	0134000000-E	240	DRAINAGE DITCH EXCAVATION	91 CY	15.00	1,365.00
0009	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	1,900 SY	1.90	3,610.00
0010	0234000000-E	SP	GENERIC GRADING ITEM SELECT GRANULAR MATERIAL	300 CY	14.50	4,350.00
0011	0241000000-E	SP	GENERIC GRADING ITEM FABRIC FOR EMBANKMENT STABILIZATION	3,700 SY	20.50	75,850.00
0012	0255000000-E	SP	GENERIC GRADING ITEM LIGHTWEIGHT AGGREGATE	3,600 TON	105.00	378,000.00
0013	0318000000-E	300	FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	18 TON	43.00	774.00
0014	0344000000-E	310	18" SIDE DRAIN PIPE	36 LF	22.50	810.00
0015	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	64 LF	35.00	2,240.00
0016	0708000000-E	310	15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	64 LF	35.00	2,240.00
0017	0806000000-E	310	15" BIT COAT CS PIPE ELBOWS, TYPE B 0.064" THICK	4 EA	430.00	1,720.00
0018	0995000000-E	340	PIPE REMOVAL	61 LF	16.00	976.00

Contract Item Sheets For C201732

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	1121000000-E	520	AGGREGATE BASE COURSE	148 TON	35.00	5,180.00
0020	1220000000-E	545	INCIDENTAL STONE BASE	200 TON	34.00	6,800.00
0021	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	662 TON	65.00	43,030.00
0022	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	753 TON	65.00	48,945.00
0023	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	74 TON	625.00	46,250.00
0024	2022000000-E	815	SUBDRAIN EXCAVATION	23 CY	21.00	483.00
0025	2033000000-E	815	SUBDRAIN FINE AGGREGATE	17 CY	36.00	612.00
0026	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	100 LF	9.00	900.00
0027	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	3 EA	30.00	90.00
0028	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1 EA	300.00	300.00
0029	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	6 LF	23.00	138.00
0030	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	4 EA	1,850.00	7,400.00
0031	2355000000-N	840	FRAME WITH GRATE, STD 840.29	4 EA	340.00	1,360.00
0032	2556000000-E	846	SHOULDER BERM GUTTER	54 LF	39.00	2,106.00
0033	3030000000-E	862	STEEL BM GUARDRAIL	550 LF	16.25	8,937.50
0034	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	45.00	225.00
0035	3215000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE III	4 EA	1,075.00	4,300.00
0036	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	4 EA	1,850.00	7,400.00
0037	3649000000-E	876	RIP RAP, CLASS B	5 TON	100.00	500.00

Contract Item Sheets For C201732

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0038	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	245 SY	1.65	404.25
0039	4025000000-E	901	CONTRACTOR FURNISHED, TYPE *** SIGN (D)	13.6 SF	13.50	183.60
0040	4025000000-E	901	CONTRACTOR FURNISHED, TYPE *** SIGN (E)	29 SF	13.50	391.50
0041	4082000000-E	903	SUPPORTS, WOOD	132 LF	12.00	1,584.00
0042	4096000000-N	904	SIGN ERECTION, TYPE D	2 EA	100.00	200.00
0043	4102000000-N	904	SIGN ERECTION, TYPE E	5 EA	80.00	400.00
0044	4158000000-N	907	DISPOSAL OF SIGN SYSTEM, WOOD	11 EA	5.00	55.00
0045	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	294 SF	6.25	1,837.50
0046	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	107 SF	6.25	668.75
0047	4445000000-E	1145	BARRICADES (TYPE III)	96 LF	25.00	2,400.00
0048	4847000000-E	1205	POLYUREA PAVEMENT MARKING LINES (4", *****) (STANDARD GLASS BEADS)	4,700 LF	1.48	6,956.00
0049	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	16 EA	15.00	240.00
0050	6000000000-E	1605	TEMPORARY SILT FENCE	1,380 LF	2.25	3,105.00
0051	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	90 TON	49.50	4,455.00
0052	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	160 TON	52.50	8,400.00
0053	6012000000-E	1610	SEDIMENT CONTROL STONE	90 TON	40.00	3,600.00
0054	6015000000-E	1615	TEMPORARY MULCHING	2.5 ACR	1,721.00	4,302.50
0055	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	100 LB	11.30	1,130.00

Contract Item Sheets For C201732

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0056	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEED- ING	0.5 TON	2,178.00	1,089.00
0057	6024000000-E	1622	TEMPORARY SLOPE DRAINS	90 LF	15.00	1,350.00
0058	6027000000-N	1622	INLET PROTECTION AT TEMPORARY SLOPE DRAINS	4 EA	230.00	920.00
0059	6029000000-E	SP	SAFETY FENCE	250 LF	1.50	375.00
0060	6030000000-E	1630	SILT EXCAVATION	365 CY	14.00	5,110.00
0061	6036000000-E	1631	MATTING FOR EROSION CONTROL	225 SY	3.78	850.50
0062	6048000000-E	SP	FLOATING TURBIDITY CURTAIN	150 SY	50.00	7,500.00
0063	6071030000-E	SP	COIR FIBER BAFFLES	115 LF	6.50	747.50
0064	6084000000-E	1660	SEEDING & MULCHING	2.5 ACR	2,781.00	6,952.50
0065	6087000000-E	1660	MOWING	1.5 ACR	211.50	317.25
0066	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	11.79	589.50
0067	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	2,178.00	544.50
0068	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	50 LB	10.31	515.50
0069	6108000000-E	1665	FERTILIZER TOPDRESSING	1.75 TON	1,973.40	3,453.45
0070	6114000000-N	SP	SPECIALIZED HAND MOWING	2 HR	67.80	135.60
0071	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	12 EA	521.00	6,252.00
0072	6123000000-E	1670	REFORESTATION	0.1 ACR	2,921.75	292.18
0073	6129000000-E	1670	WETLAND REFORESTATION	0.05 ACR	15,000.00	750.00
0074	6135000000-E	SP	GENERIC EROSION CONTROL ITEM DISKING	0.14 ACR	2,500.00	350.00

Contract Item Sheets For C201732

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0075	6135000000-E	SP	GENERIC EROSION CONTROL ITEM RIPPING	0.14 ACR	2,500.00	350.00

Contract Item Sheets For C201732

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0076	8017000000-N	SP	CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (22+00.00-L-)	Lump Sum LS	1.00	1.00
0077	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (22+00.00-L-)	Lump Sum LS	60,000.00	60,000.00
0078	8112730000-N	SP	PDA TESTING	2 EA	2,700.00	5,400.00
0079	8112740000-N	SP	PDA ASSISTANCE	2 EA	4,650.00	9,300.00
0080	8119000000-E	412	UNCLASSIFIED STRUCTURE EXCAVA- TION	2,150 CY	11.50	24,725.00
0081	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	170.2 CY	715.00	121,693.00
0082	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (22+00.00-L-)	Lump Sum LS	47,386.30	47,386.30
0083	8217000000-E	425	REINFORCING STEEL (BRIDGE)	27,607 LB	1.10	30,367.70
0084	8364000000-E	450	HP12X53 STEEL PILES	925 LF	63.70	58,922.50
0085	8385200000-E	450	PP ** X **** GALVANIZED STEEL PILES (24 X 0.5)	3,360 LF	241.00	809,760.00
0086	8393000000-N	450	PILE REDRIVES	35 EA	113.00	3,955.00
0087	8475000000-E	460	TWO BAR METAL RAIL	862.63 LF	98.00	84,537.74
0088	8517000000-E	460	1'-****X ***** CONCRETE PARA- PET (1'-2" X 2'-11 1/4")	877.63 LF	54.00	47,392.02
0089	8608000000-E	876	RIP RAP CLASS II (2'-0" THICK)	391 TON	58.25	22,775.75
0090	8622000000-E	876	FILTER FABRIC FOR DRAINAGE	457 SY	1.15	525.55
0091	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	6,900.00	6,900.00
0092	8762000000-E	430	3'-0" X 1'-9" PRESTRESSED CONC CORED SLABS	5,691.56 LF	131.00	745,594.36

Contract Item Sheets For C201732

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0093	8897000000-N	SP	GENERIC STRUCTURE ITEM PREDRILLING OF PILES	28 EA	1,760.00	49,280.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$3,114,000.00 ↙

0745/Aug08/Q67121.05/D407109200000/E93

Contract Number C201732
County Beaufort, Pitt

Rev 7-20-08

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

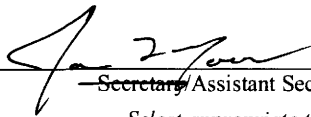
The Contractor being duly sworn, solemnly swears (or affirms) that neither he, nor any official, agent or employee has entered into any agreement, participated in any collusion, or otherwise taken any action which is in restraint of free competitive bidding in connection with this Contract, and that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

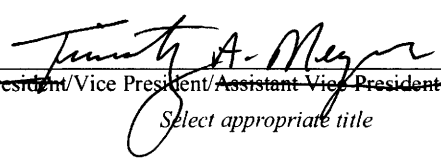
By submitting this Execution of Contract, Non-Collusion affidavit and Debarment Certification, the Contractor is certifying his status under penalty of perjury under the laws of the United States in accordance with the Debarment Certification attached, provided that the Debarment Certification also includes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

SIGNATURE OF CONTRACTOR

Atwell Construction Company, Incorporated
Full name of Corporation

305 Airport Road Greenville, NC 27834
Address as Prequalified

Attest 
~~Secretary~~/Assistant Secretary
Select appropriate title
Jason L. Moos
Print or type Signer's name

By 
President/~~Vice President~~/Assistant Vice President
Select appropriate title
Timothy A. Meyer
Print or type Signer's name

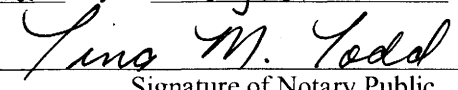
CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

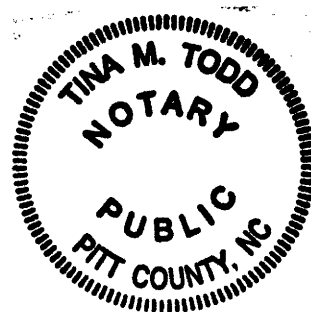
12th day of August 2008.


Signature of Notary Public

of Pitt County

State of North Carolina

My Commission Expires: 1/28/13



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.

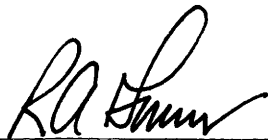
Failure to submit a non-collusion affidavit and debarment certification will result in the Contractor's bid being considered non-responsive.

Check here if an explanation is attached to this certification.

Contract No **C201732**

County (ies): **Beaufort & Pitt**

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

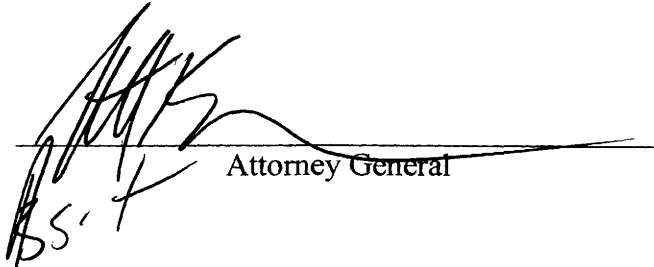


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Signature Sheet (Bid - Acceptance by Department)

Contract No. C201732
County Beaufort, Pitt

Rev. 5-13-08

Bond No. 929453912

CONTRACT PAYMENT BOND

Date of Payment Bond Execution: August 8, 2008

Name of Principal Contractor: Atwell Construction Co., Inc.

Name of Surety: Western Surety Company

Name of Contracting Body: North Carolina Department of Transportation
Raleigh, North Carolina

Amount of Bond: Three Million One Hundred
Fourteen Thousand Dollars and 00/100 (\$3,114,000.00)

Contract ID No.: C201732

County Name(s): Beaufort, Pitt

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL CONTRACTOR (hereafter, 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-bound 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 No. C201732

Rev 02-13-04

County Beaufort, Pitt

CONTRACT PAYMENT BOND

Affix Seal of Surety Company

Western Surety Company

Print or type Surety Company Name



By Debra S. Ritter

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

Debra S. Ritter

Signature of Attorney-in-Fact

Ramona Fewell
Signature of witness

Ramona Fewell

Print or type witness' name

6230 Fairview Road, Suite 230

Charlotte, NC 28210

Address of Attorney-in-Fact

Contract No. C201732

Rev 02-13-04

County Beaufort, Pitt

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

Atwell Construction Co., Inc.
Print or type full name of Corporation

305 Airport Road, Greenville, NC 27834
Address as prequalified

By Timothy A. Meyer
~~Signature of President, Vice President, Assistant Vice President~~
Delete inappropriate title

Timothy A. Meyer
Print or type signer's name

Attest [Signature]
Signature of Secretary, Assistant Secretary
Delete inappropriate title

JASON L. MOOS
Print or type signer's name

Affix Corporate Seal

Contract No. C201732
County Beaufort, Pitt

Rev. 5-13-08
Bond No. 929453912

CONTRACT PERFORMANCE BOND

Date of Contract Bond Execution August 8, 2008

Name of Principal Contractor: Atwell Construction Co., Inc.

Name of Surety: Western Surety Company

Name of Contracting Body: North Carolina Department of Transportation
Raleigh, North Carolina

Amount of Bond: Three Million One Hundred (\$3,114,000.00)
Fourteen Thousand Dollars and 00/100

Contract ID No.: C201732

County Name(s): Beaufort, Pitt

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL CONTRACTOR (hereafter, 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-bound 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 Number C201732
County Beaufort, Pitt

Rev 02-13-04

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Western Surety Company

Print or type Surety Company Name



By Debra S. Ritter

Attorney-in-Fact

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

Debra S. Ritter

Signature of Attorney-in-Fact

Ramona Fewell
Signature of witness

Ramona Fewell

Print or type witness' name

6230 Fairview Road, Suite 230
Charlotte, NC 28210

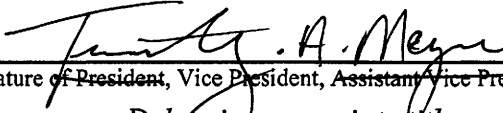
Address of Attorney-in-Fact

CONTRACT PERFORMANCE BOND
CORPORATION

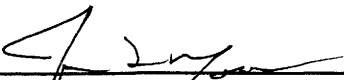
SIGNATURE OF CONTRACTOR (Principal)

Atwell Construction Co., Inc.
Print full name of Corporation

305 Airport Road, Greenville, NC 27834
Address as prequalified

By 
Signature of President, Vice President, Assistant Vice President
Delete inappropriate title

Timothy A. Meyer
Print or type signer's name

Attest 
Signature of Secretary, Assistant Secretary
Delete inappropriate title

JASON L. MOOS
Print or type signer's name

Affix Corporate Seal

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Debra S. Ritter

of Charlotte, NC, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

Surety Bond Number: 929453912
Principal: Atwell Construction Co., Inc.
Obligee: State of North Carolina, Department of Transportation
Amount of Bond: See Bond Form

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Senior Vice President and its corporate seal to be hereto affixed on this 19th day of September, 2006



WESTERN SURETY COMPANY
Paul T. Bruflat
Paul T. Bruflat, Senior Vice President

State of South Dakota }
County of Minnehaha } ss

On this 19th day of September, 2006, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Senior Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires
November 30, 2012



D. Krell
D. Krell, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 8th day of August, 2008



WESTERN SURETY COMPANY
L. Nelson
L. Nelson, Assistant Secretary

Authorizing By-Law

ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY:

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company.

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.

