

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

C202183

CONTRACT AND  
CONTRACT BONDS  
FOR CONTRACT NO. C202183

WBS 7CR.10791.24, 7CR.20791.24, 7SP.10791.70 STATE FUNDED

COUNTY OF ROCKINGHAM  
THIS IS THE ROADWAY CONTRACT  
ROUTE NUMBER US 220 LENGTH 26.880 MILES  
LOCATION 1 SECTION OF US-220SB, 2 SECTIONS OF NC-87, 1 SECTION OF  
NC-770 AND 7 SECTIONS OF SECONDARY ROADS.

CONTRACTOR W-L CONSTRUCTION & PAVING, INC  
ADDRESS 239 EASTWOOD DR  
DANVILLE, VA 24540

BIDS OPENED NOVEMBER 18, 2008  
CONTRACT EXECUTION **MAR 3 0 2009**

**W-L Construction & Paving Inc. (2524).**

**Vendor 1 of 3 Vendors for Call Order 028 (Proposal ID C202183).**

County: ROCKINGHAM  
Address: 239 Eastwood Dr.  
Danville, VA 24540

Phone Number: 434-773-2400

Signature Check: This bid has been properly signed by Doug\_Dawson\_2524.

Time Bid Received: Tue Nov 18 13:16:15 2008

Bid Checksum: 1BBC6B40

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$3,691,616.37 ✓

Bond ID: SNC08547374

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$184,580.82

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 11/7/2008 4:38:37 PM

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.

*MBE GOAL SET - 2.0% ✓  
WBE GOAL SET - 4.0% ✓*

*MBE GOAL MET - 2.1% ✓  
WBE GOAL MET - 4.0% ✓*

LIST OF MBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT
1978	<i>mB</i> WILLIAM PICKARD TRUCKING, INC. 114 MAGNOLIA DRIVE , REIDSVILLE, NC 27320		Sub 75,512.16
TOTAL:			\$75,512.16 2.05%

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT
2791	<i>wB</i> CARDINAL BLUE ENTERPRISES INC POST OFFICE BOX 13844 , GREENSBORO, NC 27415		Sub 147,705.98
TOTAL:			\$147,705.98 4.00%

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:  
=====

NCDOT/berc

Vendor 2524's Load Output for Call 028, Letting L081118, 2008-11-18

BondID: SNC08547374  
Surety Registry Agency: surety2000  
Verified?: Yes  
Surety Agency: Liberty Mutual Insurance Company  
Bond Execution Date: 11/7/2008 4:38:37 PM  
Bond Amount: \$184,580.82 (Five Percent of Bid)

Contract ID: C202183  
 Letting Date: 11-18-08 Call Order: 028  
 Bidder: 2524 - W-L Construction & Paving Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 ROADWAY ITEMS						
Alt Group						
0001	0000100000-N MOBILIZATIO N	LUMP	LUMP			91,500.00
0002	1220000000-E INCIDENTAL STONE BASE	TON	1,105.000	39.20000		43,316.00
0003	1245000000-E SHOULDER RECONSTRUCTION	SMI	59.410	2,260.00000		134,266.60
0004	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	SY	5,632.000	1.45000		8,166.40
0005	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (3")	SY	156.000	8.10000		1,263.60
0006	1308000000-E MILLING ASPHALT PAVEMENT, ***"TO *****" DEPTH (0" TO 1-1/2")	SY	1,846.000	1.60000		2,953.60
0007	1308000000-E MILLING ASPHALT PAVEMENT, ***"TO *****" DEPTH (0" TO 4-1/2")	SY	81.000	10.00000		810.00
0008	1330000000-E INCIDENTAL MILLING	SY	4,995.000	3.10000		15,484.50
0009	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	TON	27.000	96.70000		2,610.90
0010	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	TON	20,464.000	31.50000		644,616.00

State of NC  
Dept of Transportation

Date: 10-21-08  
Revised:

Contract ID: C202183 Project(s): STATE FUNDED  
Letting Date: 11-18-08 Call Order: 028  
Bidder: 2524 - W-L Construction & Paving Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	16,215.000 TON	33.65000		545,634.75	
0012	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	2,283.000 TON	668.55000		1,526,299.65	
0013	1775000000-E ASPHALT SURFACE TREATMENT, MATCOAT, #78M STONE	354,987.000 SY	1.14000		404,685.18	
0014	1840000000-E MILLED RUMBLE STRIPS (ASPHALT CEMENT CONCRETE)	38,807.000 LF	0.35000		13,582.45	
0015	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	147,828.000 LF	0.37000		54,696.36	
0016	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	89,704.000 LF	0.42000		37,675.68	
0017	4690000000-E THERMOPLAST IC PAVEMENT MARKING LINES (6", 120 MILS)	962.000 LF	2.15000		2,068.30	
0018	4695000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 90 MILS)	3,514.000 LF	1.61000		5,657.54	
0019	4697000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 120 MILS)	42.000 LF	4.30000		180.60	
0020	4705000000-E THERMOPLAST IC PAVEMENT MARKING LINES (16", 120 MILS)	150.000 LF	4.30000		645.00	
0021	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	276.000 LF	8.07000		2,227.32	

State of NC  
Dept of Transportation

Date: 10-21-08  
Revised:

Contract ID: C202183 Project(s): STATE FUNDED  
Letting Date: 11-18-08 Call Order: 028  
Bidder: 2524 - W-L Construction & Paving Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0022	4721000000-E THERMOPLAST IC PAVEMENT MARKINGCHARACTER (120 MILS)	16.000 EA	100.00000		1,600.00	
0023	4725000000-E THERMOPLAST IC PAVEMENT MARKINGSYMBOL (90 MILS)	43.000 EA	100.00000		4,300.00	
0024	4810000000-E PAINT PAVEMENT MARKING LINES (4")	821,037.000 LF	0.12000		98,524.44	
0025	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	357.000 EA	4.80000		1,713.60	
0026	6084000000-E SEEDING & MULCHING	11.440 ACR	1,760.00000		20,134.40	
0027	6110000000-E RESIDENTIAL SEEDING	10.190 ACR	2,650.00000		27,003.50	
Section 0001 Total						3,691,616.37
Bid Total						3,691,616.37

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:

X 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  
 MBE COMMITMENT ITEMS

DATE: 10-21-08  
 PAGE: 7

PROPOSAL: C202183  
 LETTING: L081118                      CALL: 028  
 VENDOR: 2524    W-L Construction & Paving Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
-----						
MBE SUBCONTRACTOR: 1978 WILLIAM PICKARD TRUCKING, INC. Will Use Quote: Yes						
0010	1519000000-E	ASP CONC SUR	TON	20464.000	3.69000	75512.16
		Haul asphalt from the asphalt plant to the jobsite.				
MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						75,512.16 ✓
-----						
TOTAL MBE COMMITMENT FOR VENDOR:				Entered:	2.05% or	75512.16
				Required:	2.00% or	73832.33
						<GOAL MET>

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
WBE COMMITMENT ITEMS

DATE: 10-21-08  
PAGE: 8

PROPOSAL: C202183  
LETTING: L081118 CALL: 028  
VENDOR: 2524 W-L Construction & Paving Inc.

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

WBE SUBCONTRACTOR: 2791 CARDINAL BLUE ENTERPRISES INC  
Will Use Quote: Yes

0003	1245000000-E	SHOULDER REC SMI	59.410	827.00000	49132.07
		Haul dirt from the pits to the jobsite.			
0004	1297000000-E	MILL ASP PVM SY	5632.000	0.28000	1576.96
		Haul rap from the jobsite to our asphalt plant.			
0011	1525000000-E	ASP CONC SUR TON	16215.000	5.31000	86101.65
		Haul asphalt from our asphalt plant to the jobsite.			
0002	1220000000-E	INCIDENTAL S TON	1105.000	9.86000	10895.30
		Haul stone from the quarry to the jobsite.			

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR:

-----  
147,705.98 ✓

TOTAL WBE COMMITMENT FOR VENDOR:

Entered: 4.00% or 147705.98  
Required: 4.00% or 147664.65  
<GOAL MET>

## Contract Item Sheets For C202183

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	91,500.00	91,500.00
0002	1220000000-E	545	INCIDENTAL STONE BASE	1,105 TON	39.20	43,316.00
0003	1245000000-E	SP	SHOULDER RECONSTRUCTION	59.41 SMI	2,260.00	134,266.60
0004	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	5,632 SY	1.45	8,166.40
0005	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (3")	156 SY	8.10	1,263.60
0006	1308000000-E	607	MILLING ASPHALT PAVEMENT, **** TO ***** DEPTH (0" TO 1-1/2")	1,846 SY	1.60	2,953.60
0007	1308000000-E	607	MILLING ASPHALT PAVEMENT, **** TO ***** DEPTH (0" TO 4-1/2")	81 SY	10.00	810.00
0008	1330000000-E	607	INCIDENTAL MILLING	4,995 SY	3.10	15,484.50
0009	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	27 TON	96.70	2,610.90
0010	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	20,464 TON	31.50	644,616.00
0011	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	16,215 TON	33.65	545,634.75
0012	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	2,283 TON	668.55	1,526,299.65
0013	1775000000-E	660	ASPHALT SURFACE TREATMENT, MAT COAT, #78M STONE	354,987 SY	1.14	404,685.18
0014	1840000000-E	665	MILLED RUMBLE STRIPS (ASPHALT CEMENT CONCRETE)	38,807 LF	0.35	13,582.45
0015	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	147,828 LF	0.37	54,696.36
0016	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	89,704 LF	0.42	37,675.68

## Contract Item Sheets For C202183

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0017	4690000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (6", 120 MILS)	962 LF	2.15	2,068.30
0018	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	3,514 LF	1.61	5,657.54
0019	4697000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 120 MILS)	42 LF	4.30	180.60
0020	4705000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (16", 120 MILS)	150 LF	4.30	645.00
0021	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	276 LF	8.07	2,227.32
0022	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	16 EA	100.00	1,600.00
0023	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	43 EA	100.00	4,300.00
0024	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	821,037 LF	0.12	98,524.44
0025	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	357 EA	4.80	1,713.60
0026	6084000000-E	1660	SEEDING & MULCHING	11.44 ACR	1,760.00	20,134.40
0027	6110000000-E	SP	RESIDENTIAL SEEDING	10.19 ACR	2,650.00	27,003.50

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$3,691,616.37✓

**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**

W-L Construction & Paving Inc.

Full name of Corporation

239 Eastwood Drive Danville, Virginia 24540

Address as Prequalified

Attest William H. Braddy  
~~Secretary~~/Assistant Secretary  
Select appropriate title

William Braddy  
Print or type Signer's name

By Douglas M. Dawson  
~~President~~/Vice President/Assistant Vice President  
Select appropriate title

Douglas M. Dawson  
Print or type Signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

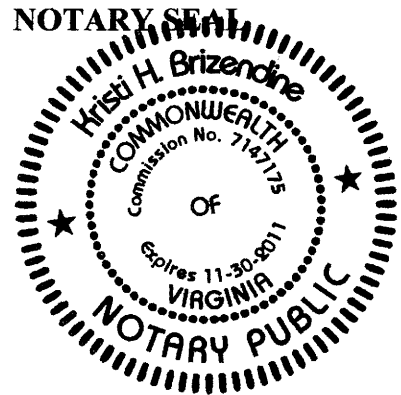
Subscribed and sworn to before me this the  
25<sup>th</sup> day of March 2009

Kristi H. Brizendine  
Signature of Notary Public

of P. Hanover County

State of Virginia

My Commission Expires: 11-30-2011



## 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.

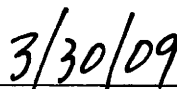
**Contract No**     **C202183**

**County (ies):**   **Rockingham**

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION

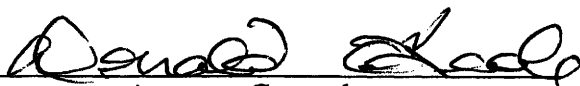


\_\_\_\_\_  
Contract Officer



\_\_\_\_\_  
Date

Execution of Contract and Bonds  
Approved as to Form:



\_\_\_\_\_  
Attorney General

Contract No. C202183  
County ROCKINGHAM

BOND NO. 14-050-312

(Rev 7-10-08)

### CONTRACT PAYMENT BOND

Date of Payment Bond Execution MARCH 23, 2009

Name of Principal Contractor W-L CONSTRUCTION & PAVING, INC.

Name of Surety: LIBERTY MUTUAL INSURANCE COMPANY

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

Amount of Bond: \$3,691,616.37

Contract ID No.: C202183

County Name: ROCKINGHAM

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. C202183  
County ROCKINGHAM

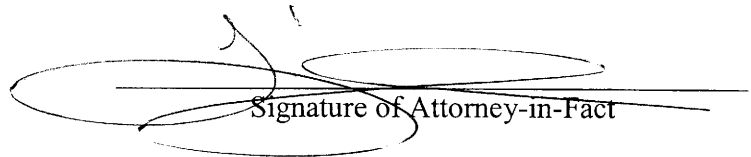
(Rev 7-10-08)


**CONTRACT PAYMENT BOND**

*Affix Seal of Surety Company*

LIBERTY MUTUAL INSURANCE COMPANY  
\_\_\_\_\_  
Print or type Surety Company Name

By TINA DAVIS  
\_\_\_\_\_  
Print, stamp or type name of Attorney-in-Fact

  
\_\_\_\_\_  
Signature of Attorney-in-Fact

  
\_\_\_\_\_  
Signature of Witness

KIRIE MARTIN  
\_\_\_\_\_  
Print or type Witness's name

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

Contract No. C202183  
County ROCKINGHAM

(Rev 7-10-08)

**CONTRACT PAYMENT BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

W-L CONSTRUCTION & PAVING, INC.

\_\_\_\_\_  
Full name of Corporation

239 EASTWOOD DRIVE, DANVILLE, VA 24540

\_\_\_\_\_  
Address as prequalified

By Douglas M. Dawson  
Signature of ~~President, Vice President, Assistant Vice President~~  
Select appropriate title

DOUGLAS M. DAWSON  
Print or type Signer's name

*Affix Corporate Seal*

Attest William H. Braddy  
Signature of ~~Secretary, Assistant Secretary~~  
Select appropriate title

WILLIAM H. BRADDY  
Print or type Signer's name

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 25th day of August, 2008.

LIBERTY MUTUAL INSURANCE COMPANY

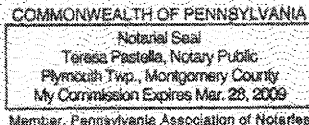
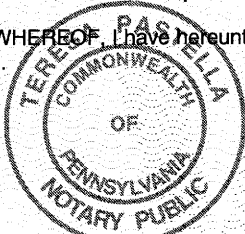
By Garnet W. Elliott, Assistant Secretary



COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 25th day of August, 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, 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 23RD day of MARCH, 2009.



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 No. C202183  
 County ROCKINGHAM

(Rev 7-10-08)

### CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: MARCH 23, 2009

Name of Principal Contractor: W-L CONSTRUCTION & PAVING, INC.

Name of Surety: LIBERTY MUTUAL INSURANCE COMPANY

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

Amount of Bond: \$3,691,616.37

Contract ID No.: C202183

County Name: ROCKINGHAM

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 No. C202183  
County ROCKINGHAM

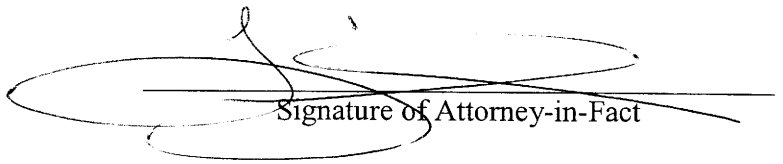
(Rev 7-10-08)

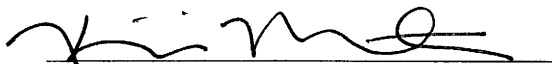
**CONTRACT PERFORMANCE BOND**

*Affix Seal of Surety Company*

LIBERTY MUTUAL INSURANCE COMPANY  
\_\_\_\_\_  
Print or type Surety Company Name

By TINA DAVIS  
\_\_\_\_\_  
Print, stamp or type name of Attorney-in-Fact

  
\_\_\_\_\_  
Signature of Attorney-in-Fact

  
\_\_\_\_\_  
Signature of Witness

KIRIE MARTIN  
\_\_\_\_\_  
Print or type Witness's name

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



Contract No. C202183  
County ROCKINGHAM

(Rev 7-10-08)

**CONTRACT PERFORMANCE BOND**  
**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

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Full name of Corporation

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Address as prequalified

By Douglas M. Dawson  
Signature of ~~President~~, Vice President, Assistant Vice President  
*Select appropriate title*

DOUGLAS M. DAWSON  
Print or type Signer's name

*Affix Corporate Seal*

Attest William H. Braddy  
Signature of ~~Secretary~~, Assistant Secretary  
*Select appropriate title*

WILLIAM H. BRADDY  
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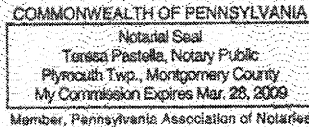
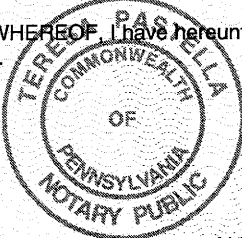
By Garnet W. Elliott
Garnet W. Elliott, Assistant Secretary



COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

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By Teresa Pastella
Teresa Pastella, Notary Public

CERTIFICATE

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

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