

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

C202316

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C202316

WBS 45040.3.ST1 STM-0001(124)

T.I.P NO. R-5140

COUNTY OF MOORE

THIS IS THE ROADWAY CONTRACT

ROUTE NUMBER US 1 LENGTH 8.090 MILES

LOCATION US-1 FROM SR-1309 TO SR-2175.

CONTRACTOR S. T. WOOTEN CORPORATION

ADDRESS P.O. BOX 2408
WILSON, NC 278942408

BIDS OPENED JUNE 16, 2009

CONTRACT EXECUTION JUL 13 2009

S. T. Wooten Corporation (3760).

Vendor 2 of 2 Vendors for Call Order 017 (Proposal ID C202316).

County: MOORE
Address: PO Box 2408
Wilson, NC 27894

Phone Number: 252-291-5165

Signature Check: This bid has been properly signed by Richard_E._Vick_3760.

Time Bid Received: Tue Jun 16 11:54:52 2009

Bid Checksum: BCAD22E5

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$1,179,044.45 ✓

Bond ID: RQBE-15M9-AFUF-BHSE

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$58,952.22

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 6/16/2009

Surety Name: Safeco Insurance Company of America

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

DBE GOAL SET 7.0%
DBE GOAL MET 7.5%

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
2446	HAROLD A. PURYEAR TRUCKING CO. 5844 LEASE LANE , RALEIGH, NC 27617		Sub	20,504.00
3765	STAY ALERT SAFETY SERVICES INC POST OFFICE BOX 467 , KERNERSVILLE, NC 27285		Sub	4,850.00
1991	MCCAIN STRIPING SERVICE, INC. 5711 CRAVEN ROAD , BROWNS SUMMIT, NC 27214		Sub	31,490.70
5266	NORTH STATE ENVIRONMENTAL, INC 2889 LOWERY ST SUITE B , WINSTON-SALEM, NC 27101		Sub	924.00
3346	LINEBERRY, INC. POST OFFICE BOX 307 , CLIMAX, NC 27233		Sub	27,070.65
10186	SLM CONSTRUCTION, INC. 513 WHITE SMITH ROAD , PITTSBORO, NC 27312		Sub	3,449.30
			TOTAL:	\$88,288.65 7.49%

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 3760's Load Output for Call 017, Letting L090616, 2009-06-16

BondID: RQBE-15M9-AFUF-BHSE
Surety Registry Agency: SurePathNetwork
Verified?: Yes
Surety Agency: Safeco Insurance Company of America
Bond Execution Date: 6/16/2009
Bond Amount: \$58,952.22 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 05-20-09
Revised:

Contract ID: C202316 Project(s): STM-0001(124)
Letting Date: 06-16-09 Call Order: 017
Bidder: 3760 - S. T. Wooten Corporation

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		40,000.00
0002	0043000000-N GRADING	LUMP		LUMP		17,000.00
0003	0995000000-E PIPE REMOVAL	LF	4.000	34.00000		136.00
0004	1243000000-E SHOULDER CONSTRUCTION	SMI	21.090	2,100.00000		44,289.00
0005	1245000000-E SHOULDER RECONSTRUCTION	SMI	5.040	2,145.00000		10,810.80
0006	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	SY	640.000	2.85000		1,824.00
0007	1330000000-E INCIDENTAL MILLING	SY	3,400.000	5.00000		17,000.00
0008	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	TON	8,855.000	37.00000		327,635.00
0009	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	TON	145.000	35.00000		5,075.00
0010	1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C	TON	7,415.000	30.00000		222,450.00
0011	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	TON	1,500.000	31.00000		46,500.00

State of NC
Dept of Transportation

Date: 05-20-09
Revised:

Contract ID: C202316 Project(s): STM-0001(124)
Letting Date: 06-16-09 Call Order: 017
Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	486.000 TON	340.00000		165,240.00	
0013	1565000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	446.000 TON	360.00000		160,560.00	
0014	1704000000-E PATCHING EXISTING PAVEMENT	333.000 TON	140.00000		46,620.00	
0015	2286000000-N MASONRY DRAINAGE STRUCTURES	1.000 EA	1,615.00000		1,615.00	
0016	2365000000-N FRAME WITH TWO GRATES, STD 840.22	1.000 EA	475.00000		475.00	
0017	2830000000-N ADJUSTMENT OF MANHOLES	5.000 EA	689.86000		3,449.30	
0018	4589000000-N GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	LUMP	LUMP		10,500.00	
0019	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	49,410.000 LF	0.35000		17,293.50	
0020	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	7,320.000 LF	0.51000		3,733.20	
0021	4697000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 120 MILS)	2,700.000 LF	0.81000		2,187.00	
0022	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	23.000 EA	85.00000		1,955.00	
0023	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	520.000 EA	4.85000		2,522.00	

State of NC
 Dept of Transportation

Date: 05-20-09
 Revised:

Contract ID: C202316 Project(s): STM-0001(124)
 Letting Date: 06-16-09 Call Order: 017
 Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	6009000000-E STONE FOR EROSION CONTROL, CLASS B	38.000 TON	40.00000		1,520.00	
0025	6012000000-E SEDIMENT CONTROL STONE	20.000 TON	33.00000		660.00	
0026	6042000000-E 1/4" HARDWARE CLOTH	32.000 LF	12.00000		384.00	
0027	6071030000-E COIR FIBER BAFFLES	54.000 LF	10.00000		540.00	
0028	6084000000-E SEEDING & MULCHING	19.350 ACR	1,399.00000		27,070.65	
Section 0001 Total						1,179,044.45
Bid Total						1,179,044.45

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.

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE: 05-20-09
PAGE: 6

PROPOSAL: C202316
LETTING: L090616 CALL: 017
VENDOR: 3760 S. T. Wooten Corporation

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

DBE SUBCONTRACTOR: 2446 HAROLD A. PURYEAR TRUCKING CO.
Will Use Quote: Yes

0012	15600000000-E	ASP FOR PLAN TON	486.000	22.00000	10692.00
		Haul for liquid binder			
0013	15650000000-E	ASP FOR PLAN TON	446.000	22.00000	9812.00
		Haul for liquid binder			

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 20,504.00 *ARM*
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 20,504.

DBE SUBCONTRACTOR: 3765 STAY ALERT SAFETY SERVICES INC
Will Use Quote: Yes

0018	45890000000-N	GENERIC TRAF LS	1.000	4850.00000	4850.00
		Installation, maintenance & removal of stationary signs			

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 4,850.00 *ARM*
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 4,850.0

DBE SUBCONTRACTOR: 1991 MCCAIN STRIPING SERVICE, INC.
Will Use Quote: Yes

0001	00001000000-N	MOBILIZATION LS	1.000	3800.00000	3800.00
0019	46850000000-E	THERMO PVT M LF	49410.000	0.35000	17293.50
0020	46860000000-E	THERMO PVT M LF	7320.000	0.51000	3733.20
0021	46970000000-E	THERMO PVT M LF	2700.000	0.81000	2187.00
0022	47250000000-E	THERMO PVT S EA	23.000	85.00000	1955.00
0023	49000000000-N	PERM RAISED EA	520.000	4.85000	2522.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 31,490.70 *ARM*
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 31,490.

DBE SUBCONTRACTOR: 5266 NORTH STATE ENVIRONMENTAL, INC
Will Use Quote: Yes

0026	60420000000-E	1/4" HARDWAR LF	32.000	12.00000	384.00
0027	60710300000-E	COIR FIBER B LF	54.000	10.00000	540.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 924.00 *ARM*
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 924.00

DBE SUBCONTRACTOR: 3346 LINEBERRY, INC.
Will Use Quote: Yes

0028	60840000000-E	SEEDING AND ACR	19.350	1399.00000	27070.65
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NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE: 05-20-09
PAGE: 7

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 27,070.65 *ARM*
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 27,070.

DBE SUBCONTRACTOR: 10186 SLM CONSTRUCTION, INC.
Will Use Quote: Yes

0017	28300000000-N	ADJ MANHOLES	EA	5.000	689.86000	3449.30
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DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 3,449.30 *ARM*
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 3,449.3

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 7.49% or 88288.65
Required: 7.00% or 82533.11
<GOAL MET>

Contract Item Sheets For C202316

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	40,000.00	40,000.00
0002	0043000000-N	226	GRADING	Lump Sum LS	17,000.00	17,000.00
0003	0995000000-E	340	PIPE REMOVAL	4 LF	34.00	136.00
0004	1243000000-E	SP	SHOULDER CONSTRUCTION	21.09 SMI	2,100.00	44,289.00
0005	1245000000-E	SP	SHOULDER RECONSTRUCTION	5.04 SMI	2,145.00	10,810.80
0006	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	640 SY	2.85	1,824.00
0007	1330000000-E	607	INCIDENTAL MILLING	3,400 SY	5.00	17,000.00
0008	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	8,855 TON	37.00	327,635.00
0009	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	145 TON	35.00	5,075.00
0010	1523000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5C	7,415 TON	30.00	222,450.00
0011	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	1,500 TON	31.00	46,500.00
0012	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	486 TON	340.00	165,240.00
0013	1565000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	446 TON	360.00	160,560.00
0014	1704000000-E	SP	PATCHING EXISTING PAVEMENT	333 TON	140.00	46,620.00
0015	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	1 EA	1,615.00	1,615.00
0016	2365000000-N	840	FRAME WITH TWO GRATES, STD 840.22	1 EA	475.00	475.00
0017	2830000000-N	858	ADJUSTMENT OF MANHOLES	5 EA	689.86	3,449.30
0018	4589000000-N	SP	GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	Lump Sum LS	10,500.00	10,500.00

Contract Item Sheets For C202316

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	49,410 LF	0.35	17,293.50
0020	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	7,320 LF	0.51	3,733.20
0021	4697000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 120 MILS)	2,700 LF	0.81	2,187.00
0022	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	23 EA	85.00	1,955.00
0023	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	520 EA	4.85	2,522.00
0024	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	38 TON	40.00	1,520.00
0025	6012000000-E	1610	SEDIMENT CONTROL STONE	20 TON	33.00	660.00
0026	6042000000-E	1632	1/4" HARDWARE CLOTH	32 LF	12.00	384.00
0027	6071030000-E	SP	COIR FIBER BAFFLES	54 LF	10.00	540.00
0028	6084000000-E	1660	SEEDING & MULCHING	19.35 ACR	1,399.00	27,070.65

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,179,044.45 ✓

Contract Number C202316
County McCRE

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

S. T. Wooten Corporation
Full name of Corporation

P.O. Box 2408, Wilson, NC 27894
Address as Prequalified

Attest Richard E. Vick By [Signature]
~~Secretary/Assistant Secretary~~ ~~President/Vice President/Assistant Vice President~~
Select appropriate title Vice President Select appropriate title

Richard E. Vick
Print or type Signer's name

Henry D. Butts, Jr.
Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

29th day of July 2009

[Signature]
Signature of Notary Public

of Jackson County

State of NC

My Commission Expires: 2-05-2009

DSB 13

Contract Number C 202316
County McCRE

Rev 7-20-08

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.

Contract Number C202316
County MOORE

Rev 7-20-08

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 **C202316**

County (ies): **Moore**

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

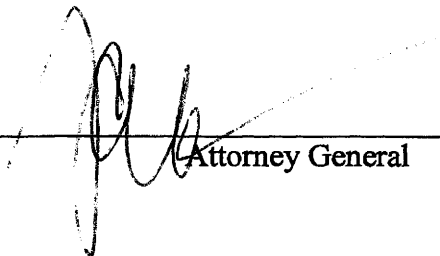


Contract Officer

7/13/09

Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract No. C202316
 County MOORE

CONTRACT PAYMENT BOND

Date of Payment Bond Execution July 6, 2009

Name of Principal Contractor S. T. Wooten Corporation

Name of Surety: Safeco Insurance Co. of America
2359 Perimeter Pointe Parkway, Suite 160
Charlotte, NC 28208

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

Amount of Bond: \$1,179,044.45

Contract ID No.: C202316

County Name: MOORE

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. C202316
County MOORE

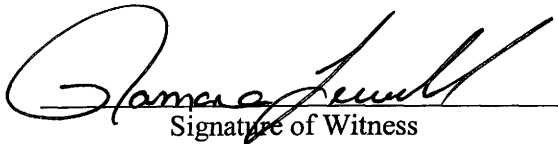
CONTRACT PAYMENT BOND

Affix Seal of Surety Company

Safeco Insurance Co. of America
Print or type Surety Company Name

By Debra S. Ritter
Print, stamp or type name of Attorney-in-Fact

Debra S. Ritter, Attorney-in-Fact
Signature of Attorney-in-Fact


Signature of Witness

Ramona Fewell
Print or type Witness' Name

Thomas Rutherford, Inc.
6230 Fairview Road Suite 230
Charlotte, NC 28210
Address of Attorney-in-Fact

Contract No. C202316
County MOORE

CONTRACT PAYMENT BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

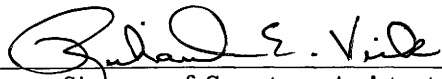
S. T. Wooten Corporation
Full name of Corporation

Post Office Box 2408; Wilson, North Carolina 27894-2408
Address as prequalified

By: 
Signature of ~~President, Vice President, Assistant Vice President~~
Select appropriate title

HENRY D. BUTTS, JR.
Print or type Signer's name

Affix Corporate Seal

Attest 
Signature of ~~Secretary, Assistant Secretary~~
Select appropriate title Vice President

RICHARD E. VICK
Print or type Signer's name

Contract No. C202316
County MOORE

CONTRACT PERFORMANCE BOND

Date of Payment Bond Execution: July 6, 2009
Name of Principal Contractor: S. T. Wooten Corporation
Name of Surety: Safeco Insurance Co. of America
2359 Perimeter Pointe Parkway, Suite 160
Charlotte, NC 28208
Name of Contracting Body: **North Carolina Department of Transportation**
Raleigh, North Carolina
Amount of Bond: \$1,179,044.45
Contract ID No.: C202316
County Name: MOORE

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 it undersigned representative, pursuant to authority of its governing body.

Contract No. C202316
County MOORE

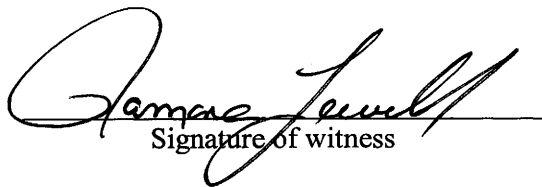
CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Safeco Insurance Co. of America
Print or type Surety Company Name

By Debra S. Ritter
Print, stamp or type name of Attorney-in-Fact

Debra S. Ritter, Attorney-in-Fact
Signature of Attorney-in-Fact


Signature of witness

Ramona Fewell
Print or type Witness' Name

Thomas Rutherford, Inc.
6230 Fairview Road Suite 230
Charlotte, NC 28210
Address of Attorney-in-Fact

Contract No. C202316
County MOORE

CONTRACT PERFORMANCE BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

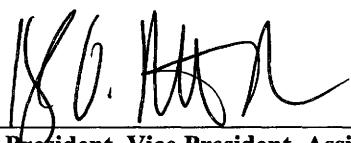
S. T. Wooten Corporation

Full name of Corporation

Post Office Box 2408; Wilson, North Carolina 27894-2408

Address as prequalified

By:



Signature of ~~President, Vice President, Assistant Vice President~~
Select appropriate title

HENRY D. BUTTS, JR.

Print or type Signer's name

Affix Corporate Seal

Attest



Signature of ~~Secretary, Assistant Secretary~~
Select appropriate title *Vice President*

RICHARD E. VICK

Print or type Signer's name



POWER OF ATTORNEY

Safeco Insurance Company of America
General Insurance Company of America
1001 4th Avenue
Suite 1700
Seattle, WA 98154

No. 12642

KNOW ALL BY THESE PRESENTS:

That SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA, each a Washington corporation, does each hereby appoint

*****RAMONA FEWELL; RAYMOND J. GARRUTO; BRAD W. GIBSON; MARTIN D. PALLAZZA; DEBRA S. RITTER; ANGELA M. YOUNT; Charlotte, North Carolina*****

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA have each executed and attested these presents

this 21st day of March, 2009

Dexter R. Legg

T. Mikolajewski

Dexter R. Legg, Secretary

Timothy A. Mikolajewski, Vice President

CERTIFICATE

Extract from the By-Laws of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA:

"Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business... On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

Extract from a Resolution of the Board of Directors of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
(ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
(iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, Dexter R. Legg, Secretary of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 6th day of July, 2009



Dexter R. Legg

Dexter R. Legg, Secretary