

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

C202444

CONTRACT AND  
CONTRACT BONDS

FOR CONTRACT NO. C202444

WBS 45103.3.ST1, 45104.3.ST1 STM-0093(3), STM-0093(4)

T.I.P NO. R-5156, R-5157

COUNTY OF ALLEGHANY

THIS IS THE ROADWAY CONTRACT

ROUTE NUMBER NC 93 LENGTH 10.000 MILES

LOCATION NC-93 FROM US-221 TO THE VIRGINIA STATE LINE.

CONTRACTOR ADAMS CONSTRUCTION COMPANY

ADDRESS P.O. BOX 12627  
ROANOKE, VA 24027

BIDS OPENED SEPTEMBER 15, 2009

CONTRACT EXECUTION OCT 12 2009

NCDOT/berc

Vendor 3629's Bid Information for Call 014, Letting L090915, 2009-09-15

**Adams Construction Company (3629).**

**Vendor 1 of 1 Vendor for Call Order 014 (Proposal ID C202444).**

DBE GOAL SET 4.0%  
DBE GOAL MET 4.1%

County: ALLEGHANY  
Address: P.O. Box 12627  
Roanoke, Va. 24027

Phone Number: 540-981-2366

Signature Check: This bid has been properly signed by Gary\_W.\_Wright\_3629.

Time Bid Received: Mon Sep 14 12:01:34 2009

Bid Checksum: 79101C7B

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$1,129,958.50 ✓

Bond ID: SNC09227150

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$56,497.93

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 9/15/2009

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.

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
2199	WB B & B SEEDING & LANDSCAPING 119 GRAND VIEW ROAD , ARARAT, NC 27007		Sub	11,397.50
3765	WB STAY ALERT SAFETY SERVICES INC POST OFFICE BOX 467 , KERNERSVILLE, NC 27285		Sub	4,400.00
4434	WB LONG BROTHERS OF SUMMERFIELD, I PO BOX 35048 , GREENSBORO, NC 27425		Sub	8,167.50
7230	WB CAT-A-HULA HAULERS LLC P.O. BOX 482 , DOBSON, NC 27017		Sub	22,000.00
TOTAL:				\$45,965.00
				4.07%

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: SNC09227150  
Surety Registry Agency: surety2000  
Verified?: Yes  
Surety Agency: Liberty Mutual Insurance Company

NCDOT/berc

Vendor 3629's Load Output for Call 014, Letting L090915, 2009-09-15

Bond Execution Date: 9/15/2009

Bond Amount: \$56,497.93 (Five Percent of Bid)

State of NC  
Dept of Transportation

Date: 08-17-09  
Revised:

Contract ID: C202444 Project(s): STM-0093(3)  
Letting Date: 09-15-09 Call Order: 014  
Bidder: 3629 - Adams Construction Company

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Cts
Section 0001 ROADWAY ITEMS						
Alt Group						
0001	0000100000-N MOBILIZATIO N	LUMP		LUMP		40,000.00
0002	1220000000-E INCIDENTAL STONE BASE	TON	100.000	39.90000		3,990.00
0003	1245000000-E SHOULDER RECONSTRUCTION	SMI	20.000	3,840.00000		76,800.00
0004	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	SY	450.000	14.40000		6,480.00
0005	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	TON	10,077.000	51.50000		518,965.50
0006	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	TON	605.000	480.50000		290,702.50
0007	4589000000-N GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	LUMP		LUMP		20,000.00
0008	4810000000-E PAINT PAVEMENT MARKING LINES (4")	LF	800.000	0.20000		160.00
0009	4847000000-E POLYUREA PAVEMENT MARKING LINES (4", *****) (STANDARD GLASS BEADS)	LF	211,200.000	0.68000		143,616.00
0010	4905000000-N SNOWPLOWABL E PAVEMENT MARKERS	EA	661.000	27.00000		17,847.00

State of NC  
Dept of Transportation

Date: 08-17-09  
Revised:

Contract ID: C202444 Project(s): STM-0093(3)  
Letting Date: 09-15-09 Call Order: 014  
Bidder: 3629 - Adams Construction Company

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	6084000000-E SEEDING & MULCHING	9.700 ACR	1,175.00000		11,397.50	
	Section 0001 Total				1,129,958.50	
	Bid Total				1,129,958.50	

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: 08-17-09  
PAGE: 5

PROPOSAL: C202444  
LETTING: L090915 CALL: 014  
VENDOR: 3629 Adams Construction Company

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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DBE SUBCONTRACTOR: 2199 B & B SEEDING & LANDSCAPING  
Will Use Quote: Yes

0011	6084000000-E	SEEDING AND	ACR	9.700	1175.00000	11397.50
						-----
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						11,397.50
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						11,397.50 <i>ARM</i>

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

0007	4589000000-N	GENERIC TRAF LS		1.000	4400.00000	4400.00
Install, Maintan, & Remove all stationary work zone signs						
						-----
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						4,400.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						4,400.00 <i>ARM</i>

DBE SUBCONTRACTOR: 4434 LONG BROTHERS OF SUMMERFIELD, INC.  
Will Use Quote: Yes

0006	1560000000-E	ASP FOR PLAN TON		605.000	13.50000	8167.50
Haul Asphalt Binder ( PG 64-22 ) from the Asphalt Terminal to the Asphalt						
						-----
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						8,167.50
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						8,167.50 <i>ARM</i>

DBE SUBCONTRACTOR: 7230 CAT-A-HULA HAULERS LLC  
Will Use Quote: Yes

0005	1519000000-E	ASP CONC SUR TON		2200.000	10.00000	22000.00
Haul asphalt mix from the Asphalt Plant to the Project						
						-----
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						22,000.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						22,000.00 <i>ARM</i>

TOTAL DBE COMMITMENT FOR VENDOR:	Entered:	4.07% or	45965.00
	Required:	4.00% or	45198.34
			<GOAL MET>

Contract Item Sheets For C202444

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	40,000.00	40,000.00
0002	1220000000-E	545	INCIDENTAL STONE BASE	100 TON	39.90	3,990.00
0003	1245000000-E	SP	SHOULDER RECONSTRUCTION	20 SMI	3,840.00	76,800.00
0004	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	450 SY	14.40	6,480.00
0005	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	10,077 TON	51.50	518,965.50
0006	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	605 TON	480.50	290,702.50
0007	4589000000-N	SP	GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	Lump Sum LS	20,000.00	20,000.00
0008	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	800 LF	0.20	160.00
0009	4847000000-E	1205	POLYUREA PAVEMENT MARKING LINES (4", *****) (STANDARD GLASS BEADS)	211,200 LF	0.68	143,616.00
0010	4905000000-N	1253	SNOWPLOWABLE PAVEMENT MARKERS	661 EA	27.00	17,847.00
0011	6084000000-E	1660	SEEDING & MULCHING	9.7 ACR	1,175.00	11,397.50

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,129,958.50 ✓

**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**

Adams Construction Company

Full name of Corporation

PO Box 12627, Roanoke, VA 24027

Address as Prequalified

Attest Teresa L. Witten  
~~Secretary/Assistant Secretary~~  
Select appropriate title

By Gary W. Wright  
~~President/Vice President/Assistant Vice President~~  
Select appropriate title

Teresa L. Witten  
Print or type Signer's name

Gary W. Wright  
Print or type Signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

**NOTARY SEAL**

Subscribed and sworn to before me this the

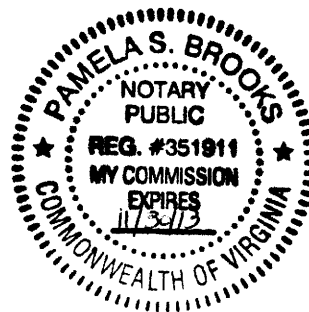
29 day of September 2009.

Pamela S. Brooks  
Signature of Notary Public

of Roanoke County

State of Virginia

My Commission Expires: 11/30/13



## 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**     C202444

**County (ies):**   Alleghany

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION



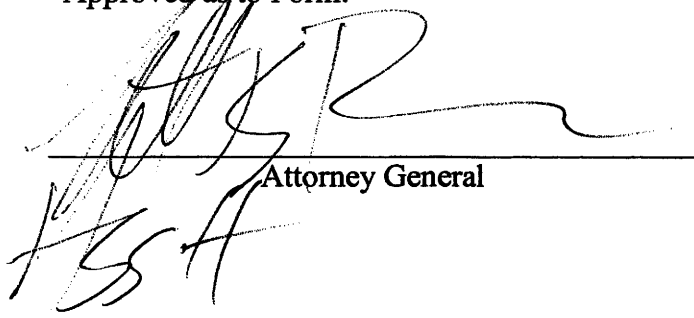
\_\_\_\_\_  
Contract Officer

10/12/09

\_\_\_\_\_  
Date

**Execution of Contract and Bonds**

**Approved as to Form:**



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

Contract No. C202444  
County Alleghany

(Rev 7-10-08)

**CONTRACT PAYMENT BOND**

Bond No. 017030329

Date of Payment Bond Execution September 25, 2009

Name of Principal Contractor ADAMS CONSTRUCTION COMPANY

Name of Surety: LIBERTY MUTUAL INSURANCE COMPANY

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

Amount of Bond: \$1,129,958.50

Contract ID No.: C202444

County Name: Alleghany

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. C202444  
County Alleghany

(Rev 7-10-08)

**CONTRACT PAYMENT BOND**

*Affix Seal of Surety Company*

LIBERTY MUTUAL INSURANCE COMPANY

Print or type Surety Company Name

By Whitney D. Melton

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

Whitney D. Melton  
Signature of Attorney-in-Fact

Whitney D. Melton, Attorney-In-Fact

Frances M. Saunders  
Signature of Witness

Frances M. Saunders

Print or type Witness's name

COUNTERSIGNED:

202 River Oaks Drive

Altavista, Va. 24517

Address of Attorney-in-Fact

Phoebe C. Honeycutt

Phoebe C. Honeycutt,  
Licensed NC AGENT  
4309 Emperor Blvd., Suite 300  
Durham, NC 27703



Contract No.  
County

C202444  
Alleghany

(Rev 7-10-08)

**CONTRACT PAYMENT BOND**

**CORPORATION**

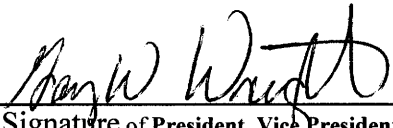
SIGNATURE OF CONTRACTOR (Principal)

ADAMS CONSTRUCTION COMPANY

Full name of Corporation

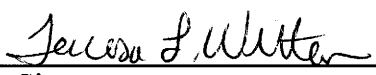
P.O.Box 12627  
Roanoke, Virginia 24027

Address as prequalified

By   
Signature of President, Vice President, Assistant Vice President  
*Select appropriate title*

Gary W. Wright, President  
Print or type Signer's name

*Affix Corporate Seal*

Attest   
Signature of Secretary, Assistant Secretary  
*Select appropriate title*

Teresa L. Witten  
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

WHITNEY D. MELTON, FRANCES M. SAUNDERS, ALL OF THE CITY OF ALTAVISTA, STATE OF VIRGINIA .....

, 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 19th day of May 2009.

LIBERTY MUTUAL INSURANCE COMPANY

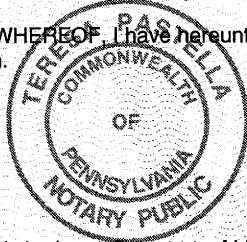
By Garnet W. Elliott
Garnet W. Elliott, Assistant Secretary



COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 19th day of May, 2009, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

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



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Plymouth Twp., Montgomery County
My Commission Expires March 28, 2013
Member, Pennsylvania Association of Notaries

By Teresa Pastella
Teresa Pastella, Notary Public

CERTIFICATE

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

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

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

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 25th day of September, 2009.



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

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

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

Contract No. C202444  
County Alleghany

(Rev 7-10-08)

**CONTRACT PERFORMANCE BOND**

Bond No. 017030329

Date of Performance Bond Execution: September 25, 2009  
Name of Principal Contractor: ADAMS CONSTRUCTION COMPANY  
Name of Surety: LIBERTY MUTUAL INSURANCE COMPANY  
Name of Contracting Body: **North Carolina Department of Transportation**  
**Raleigh, North Carolina**  
Amount of Bond: \$1,129,958.50  
Contract ID No.: C202444  
County Name: Alleghany

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. C202444  
County Alleghany

(Rev 7-10-08)

**CONTRACT PERFORMANCE BOND**

*Affix Seal of Surety Company*

LIBERTY MUTUAL INSURANCE COMPANY  
Print or type Surety Company Name

By Whitney D. Melton  
Print, stamp or type name of Attorney-in-Fact

Whitney D. Melton  
Signature of Attorney-in-Fact

Whitney D. Melton, Attorney-In-Fact

Frances M. Saunders  
Signature of Witness

Frances M. Saunders  
Print or type Witness's name

COUNTERSIGNED:

Phoebe C. Honeycutt  
Phoebe C. Honeycutt  
Licensed NC Agent  
4309 Emperor Blvd., Suite 300  
Durham, NC 27703

202 River Oaks Drive  
Altavista, Va. 24517  
Address of Attorney-in-Fact

Contract No.  
County

C202444  
Alleghany

(Rev 7-10-08)

**CONTRACT PERFORMANCE BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

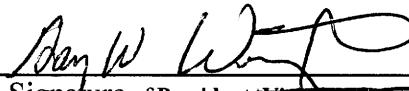
ADAMS CONSTRUCTION COMPANY

Full name of Corporation

P.O.Box 12627

Roanoke, Virginia 24027

Address as prequalified

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

Gary W. Wright, President

Print or type Signer's name

*Affix Corporate Seal*

Attest



Signature of Secretary, Assistant Secretary  
Select appropriate title

Teresa L. Witten

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
WHITNEY D. MELTON, FRANCES M. SAUNDERS, ALL OF THE CITY OF ALTAVISTA, STATE OF VIRGINIA .....

, 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 19th day of May 2009.

LIBERTY MUTUAL INSURANCE COMPANY

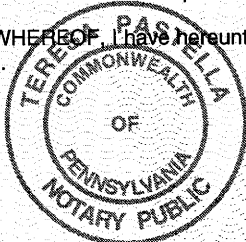
By Garnet W. Elliott
Garnet W. Elliott, Assistant Secretary



COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 19th day of May, 2009, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

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



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Plymouth Twp., Montgomery County
My Commission Expires March 28, 2013
Member, Pennsylvania Association of Notaries

By Teresa Pastella
Teresa Pastella, Notary Public

CERTIFICATE

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

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

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

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 25th day of September, 2009.



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

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

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