

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

C202419

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C202419

WBS 45212.3.ST1 STM-0057(4)

T.I.P NO. R-5178A

COUNTY OF ORANGE

THIS IS THE ROADWAY CONTRACT

ROUTE NUMBER NC 57 LENGTH 6.340 MILES

LOCATION NC-57 FROM NC-86 TO JOINT NORTH OF SR-1544.

CONTRACTOR RILEY PAVING INC

ADDRESS P.O. BOX 10
CARTHAGE, NC 28327

BIDS OPENED SEPTEMBER 15, 2009

CONTRACT EXECUTION OCT 13 2009

NCDOT/berc

Vendor 3419's Bid Information for Call 012, Letting L090915, 2009-09-15

Riley Paving, Inc. (3419).

Vendor 1 of 7 Vendors for Call Order 012 (Proposal ID C202419).

DBE GOAL SET 6.0%

DBE GOAL OBT 5.5%

County: ORANGE
Address: P.O. Box 10
6644 Glendon Carthage Road
Carthage, NC 28327

Phone Number: 910-947-5376

Signature Check: This bid has been properly signed by James_L_Riley_Jr._3419.

Time Bid Received: Tue Sep 15 11:47:30 2009

Bid Checksum: B85C8C4F

Amendment Count: 0

Bidding Errors: No bidding errors/

Bid Total: \$1,135,133.54 ✓

Bond ID: SNC09794195

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$56,756.68

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 9/14/2009 4:40:40 PM

Surety Name: Hartford Fire Insurance Company

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

Bid Bond Data Info - Contractor Responses:

=====

BondID: SNC09794195
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: Hartford Fire Insurance Company
Bond Execution Date: 9/14/2009 4:40:40 PM
Bond Amount: \$56,756.68 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 08-17-09
Revised:

Contract ID: C202419 Project(s): STM-0057(4)
Letting Date: 09-15-09 Call Order: 012
Bidder: 3419 - Riley 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		16,776.00
0002	1220000000-E INCIDENTAL STONE BASE	TON	283.000	25.00000		7,075.00
0003	1245000000-E SHOULDER RECONSTRUCTION	SMI	12.680	3,200.00000		40,576.00
0004	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	TON	7,912.000	29.30000		231,821.60
0005	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	TON	9,417.000	27.42000		258,214.14
0006	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	TON	771.000	447.76000		345,222.96
0007	1704000000-E PATCHING EXISTING PAVEMENT	TON	725.000	100.00000		72,500.00
0008	1775000000-E ASPHALT SURFACE TREATMENT, MATCOAT, #78M STONE	SY	93,932.000	0.82000		77,024.24
0009	2830000000-N ADJUSTMENT OF MANHOLES	EA	1.000	500.00000		500.00
0010	2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES	EA	1.000	500.00000		500.00
0011	4589000000-N GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	LUMP		LUMP		7,500.00

State of NC
Dept of Transportation

Date: 08-17-09
Revised:

Contract ID: C202419 Project(s): STM-0057(4)
Letting Date: 09-15-09 Call Order: 012
Bidder: 3419 - Riley Paving, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	67,010.000 LF	0.30000		20,103.00	
0013	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	52,044.000 LF	0.35000		18,215.40	
0014	4690000000-E THERMOPLAST IC PAVEMENT MARKING LINES (6", 120 MILS)	254.000 LF	1.50000		381.00	
0015	4695000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 90 MILS)	275.000 LF	1.60000		440.00	
0016	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	250.000 LF	6.00000		1,500.00	
0017	4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS)	12.000 EA	100.00000		1,200.00	
0018	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	6.000 EA	125.00000		750.00	
0019	4905000000-N SNOWPLOWABLE PAVEMENT MARKERS	644.000 EA	26.50000		17,066.00	
0020	6084000000-E SEEDING & MULCHING	5.390 ACR	1,420.00000		7,653.80	
0021	6110000000-E RESIDENTIAL SEEDING	5.380 ACR	1,880.00000		10,114.40	
	Section 0001 Total				1,135,133.54	
	Bid Total				1,135,133.54	

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: C202419
LETTING: L090915 CALL: 012
VENDOR: 3419 Riley Paving, Inc.

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

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

0006	1560000000-E	ASP FOR PLAN TON		771.000	12.75000	9830.25 ARM
		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				9,830.25 ARM
		DBE COMMITMENT TOTAL FOR VENDOR (Supplier)				55,898. ARM

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

0001	0000100000-N	MOBILIZATION LS		1.000	3445.00000	3445.00 ✓ ARM
		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				3,445.00 ✓ ARM
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)				3,445.0

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

0020	6084000000-E	SEEDING AND ACR		5.390	1420.00000	7653.80
0021	6110000000-E	RESIDENTIAL ACR		5.380	1880.00000	10114.40
		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				17,768.20 ✓ ARM
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)				17,768.

DBE SUBCONTRACTOR: 5423 NICKERSON TRANSPORT INC
Will Use Quote: Yes

0004	1489000000-E	ASP CONC BAS TON		7912.000		6000.00
		Asphalt Haul and Stockpile				
		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				6,000.00 ✓ ARM
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)				6,000.0

DBE SUBCONTRACTOR: 5086 DANNY LONG TRUCKING, INC
Will Use Quote: Yes

0004	1489000000-E	ASP CONC BAS TON		7912.000		12000.00
		Asphalt Haul				
		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:				12,000.00 ✓ ARM
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)				12,000.

DBE SUBCONTRACTOR: 12843 PAMELA STALEY GUNTER DBA GUNTER TRUCKING CO
Will Use Quote: Yes

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE: 08-17-09
PAGE: 6

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
0005	1519000000-E	ASP CONC SUR	TON	9417.000		12000.00
		Asphalt Haul				

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 12,000.00 ✓ ARM
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 12,000.

DBE SUBCONTRACTOR: 2676 PAUL D. WILLIAMS DBA PAUL D. WILLIAMS HAULING
Will Use Quote: Yes

0008	1775000000-E	AST, MAT COA SY		93932.000		3000.00
		Stockpile				

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 3,000.00 ✓ ARM
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 3,000.0

DBE SUBCONTRACTOR: 4939 PETTIFORD TRUCKING
Will Use Quote: Yes

0005	1519000000-E	ASP CONC SUR	TON	9417.000		8000.00
		Asphalt Haul				

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 8,000.00 ✓ ARM
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 8,000.0

TOTAL DBE COMMITMENT FOR VENDOR:

Entered: ~~0.00%~~ or ~~68111.35~~
Required: 6.00% or 68108.01
<GOAL MET>

5.50% ARM
62,213.20 ARM

Contract Item Sheets For C202419

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	16,776.00	16,776.00
0002	1220000000-E	545	INCIDENTAL STONE BASE	283 TON	25.00	7,075.00
0003	1245000000-E	SP	SHOULDER RECONSTRUCTION	12.68 SMI	3,200.00	40,576.00
0004	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	7,912 TON	29.30	231,821.60
0005	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	9,417 TON	27.42	258,214.14
0006	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	771 TON	447.76	345,222.96
0007	1704000000-E	SP	PATCHING EXISTING PAVEMENT	725 TON	100.00	72,500.00
0008	1775000000-E	660	ASPHALT SURFACE TREATMENT, MAT COAT, #78M STONE	93,932 SY	0.82	77,024.24
0009	2830000000-N	858	ADJUSTMENT OF MANHOLES	1 EA	500.00	500.00
0010	2845000000-N	858	ADJUSTMENT OF METER BOXES OR VALVE BOXES	1 EA	500.00	500.00
0011	4589000000-N	SP	GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	Lump Sum LS	7,500.00	7,500.00
0012	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	67,010 LF	0.30	20,103.00
0013	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	52,044 LF	0.35	18,215.40
0014	4690000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (6", 120 MILS)	254 LF	1.50	381.00
0015	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	275 LF	1.60	440.00
0016	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	250 LF	6.00	1,500.00
0017	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	12 EA	100.00	1,200.00
0018	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	6 EA	125.00	750.00

Contract Item Sheets For C202419

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	4905000000-N	1253	SNOWPLOWABLE PAVEMENT MARKERS	644 EA	26.50	17,066.00
0020	6084000000-E	1660	SEEDING & MULCHING	5.39 ACR	1,420.00	7,653.80
0021	6110000000-E	SP	RESIDENTIAL SEEDING	5.38 ACR	1,880.00	10,114.40

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,135,133.54 ✓

0759/Sep30/Q233562.45/D70787100000/E21

Contract Number C202419
County Orange

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

Riley Paving, Inc.
Full name of Corporation

P.O. Box 10 Carthage, NC 28327
Address as Prequalified

Attest Scott J. Riley
Secretary/Assistant Secretary
Select appropriate title

By J. L. Riley, Jr.
President/Vice President/Assistant Vice President
Select appropriate title

Scott J. Riley
Print or type Signer's name

J. L. Riley, Jr.
Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

6th day of October 2009

Rhonda J. Moore
Signature of Notary Public

of Moore County

State of North Carolina

My Commission Expires: 10/8/2013

Contract Number C202419
County Orange

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 C202419
County Orange

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.

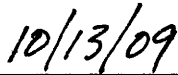
Contract No **C202419**

County (ies): **Orange**

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

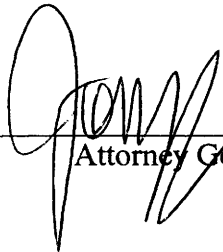


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract No. C202419
County Orange

(Rev 7-10-08)

Bond No. 22BCSFM7018

CONTRACT PAYMENT BOND

Date of Payment Bond Execution September 30, 2009

Name of Principal Contractor Riley Paving, Inc.

Name of Surety: Hartford Fire Insurance Company

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

Amount of Bond: One Million One Hundred Thirty Five Thousand One Hundred Thirty Three Dollars and 54/100 (\$1,135,133.54)

Contract ID No.: C202419

County Name: Orange

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. C202419
County Orange

(Rev 7-10-08)

CONTRACT PAYMENT BOND

Affix Seal of Surety Company

Hartford Fire Insurance Company
Print or type Surety Company Name

By Wendy E. Lahm
Print, stamp or type name of Attorney-in-Fact



By: Wendy E. Lahm
Signature of Attorney-in-Fact

John D. Leak, III
Signature of Witness

John D. Leak, III
Print or type Witness's name

P.O. Box 220748
Charlotte, NC 28222
Address of Attorney-in-Fact

Contract No. C202419
County Orange

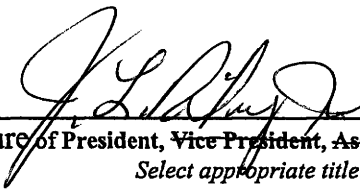
(Rev 7-10-08)

**CONTRACT PAYMENT BOND
CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

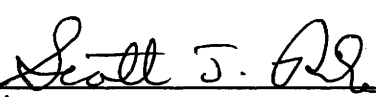
Riley Paving, Inc.
Full name of Corporation

P.O. Box 10, Carthage, NC 28327
Address as prequalified

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

J. L. Riley, Jr.
Print or type Signer's name

Affix Corporate Seal

Attest 
Signature of Secretary, Assistant Secretary
Select appropriate title

Scott J. Riley
Print or type Signer's name

POWER OF ATTORNEY

Direct Inquiries/Claims to:

THE HARTFORD
BOND, T-4
690 ASYLUM AVENUE
HARTFORD, CONNECTICUT 06115

call: 888-266-3488 or fax: 860-757-5835

Agency Code: SurePath

KNOW ALL PERSONS BY THESE PRESENTS THAT:

- Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Accident and Indemnity Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Underwriters Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of Illinois, a corporation duly organized under the laws of the State of Illinois
- Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of the Southeast, a corporation duly organized under the laws of the State of Florida

having their home office in Hartford, Connecticut (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint

Wendy E. Lahm of Wells Fargo Insurance Services USA, Inc. , Charlotte, NC

their true and lawful Attorney-in-Fact, to sign its name as surety(ies) only as delineated above by , and to execute, seal and acknowledge the following bond, undertaking, contract or written instrument:

Bond No. 22BCSFM7018 on behalf of Riley Paving, Inc. naming
North Carolina Department of Transportation as Oblige in the amount of See Bond Form
on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on January 22, 2004, the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



Paul A. Bergenholtz

Paul A. Bergenholtz, Assistant Secretary

M. Ross Fisher

M. Ross Fisher, Assistant Vice President

STATE OF CONNECTICUT }
COUNTY OF HARTFORD } ss. Hartford

On 1st day of February, 2004, before me personally came M. Ross Fisher, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hartford, State of Connecticut; that he is the Assistant Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.



CERTIFICATE

Scott E. Paseka

Scott E. Paseka
Notary Public
My Commission Expires October 31, 2012

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of September 30, 2009

Signed and sealed at the City of Hartford.



Gary W. Stumper

Gary W. Stumper, Assistant Vice President

Contract No. C202419
County Orange

(Rev 7-10-08)

Bond No. 22BCSFM7018

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: September 30, 2009

Name of Principal Contractor: Riley Paving, Inc.

Name of Surety: Hartford Fire Insurance Company

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

Amount of Bond: One Million One Hundred Thirty Five
Thousand One Hundred Thirty Three Dollars and 54/100 (\$1,135,133.54)

Contract ID No.: C202419

County Name: Orange

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. C202419
County Orange

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Hartford Fire Insurance Company
Print or type Surety Company Name

By Wendy E. Lahm
Print, stamp or type name of Attorney-in-Fact



By: Wendy E. Lahm
Signature of Attorney-in-Fact

John D. Leak, III
Signature of Witness

John D. Leak, III
Print or type Witness's name

P.O. Box 220748
Charlotte, NC 28222
Address of Attorney-in-Fact

Contract No. C202419
County Orange

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

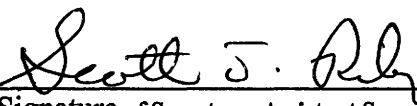
Riley Paving, Inc.
Full name of Corporation

P.O. Box 10, Carthage, NC 28327
Address as prequalified

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

J.L. Riley, Jr.
Print or type Signer's name

Affix Corporate Seal

Attest 
Signature of Secretary, Assistant Secretary
Select appropriate title

Scott J. Riley
Print or type Signer's name

POWER OF ATTORNEY

Direct Inquiries/Claims to:

THE HARTFORD
BOND, T-4
690 ASYLUM AVENUE
HARTFORD, CONNECTICUT 06115
call: 888-266-3488 or fax: 860-757-5835
Agency Code: SurePath

KNOW ALL PERSONS BY THESE PRESENTS THAT:

- Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Accident and Indemnity Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Underwriters Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of Illinois, a corporation duly organized under the laws of the State of Illinois
- Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of the Southeast, a corporation duly organized under the laws of the State of Florida

having their home office in Hartford, Connecticut (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint

Wendy E. Lahm of Wells Fargo Insurance Services USA, Inc. , Charlotte, NC

their true and lawful Attorney-in-Fact, to sign its name as surety(ies) only as delineated above by , and to execute, seal and acknowledge the following bond, undertaking, contract or written instrument:

Bond No. 22BCSFM7018 on behalf of Riley Paving, Inc. naming North Carolina Department of Transportation as Oblige in the amount of See Bond Form on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on January 22, 2004, the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



Paul A. Bergenholtz

Paul A. Bergenholtz, Assistant Secretary

M. Ross Fisher

M. Ross Fisher, Assistant Vice President

STATE OF CONNECTICUT }
COUNTY OF HARTFORD } ss. Hartford

On 1st day of February, 2004, before me personally came M. Ross Fisher, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hartford, State of Connecticut; that he is the Assistant Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.



CERTIFICATE

Scott E. Paseka

Scott E. Paseka
Notary Public
My Commission Expires October 31, 2012

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of September 30, 2009

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Gary W. Stumper

Gary W. Stumper, Assistant Vice President