

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

C202458

CONTRACT AND  
CONTRACT BONDS  
FOR CONTRACT NO. C202458

WBS 45226.3.ST1 STM-095-3(105)123

T.I.P NO. I-5137

COUNTY OF WILSON, NASH  
THIS IS THE ROADWAY CONTRACT  
ROUTE NUMBER I 95 LENGTH 4.500 MILES  
LOCATION I-95 FROM JOINT N OF MP 123 TO NASH CO LINE & FROM WILSON CO  
LINE TO THE TAR RIVER.

CONTRACTOR S. T. WOOTEN CORPORATION  
ADDRESS P.O. BOX 2408  
WILSON, NC 278942408

BIDS OPENED OCTOBER 20, 2009  
CONTRACT EXECUTION NOV 17 2009

NCDOT/berc

Vendor 3760's Bid Information for Call 005, Letting L091020, 2009-10-20

**S. T. Wooten Corporation (3760).**

**Vendor 3 of 3 Vendors for Call Order 005 (Proposal ID C202458).**

DBE GOAL SET 6.0%  
DBE GOAL MET 6.0%

County: WILSON, NASH

Address: 3801 Black Creek Road  
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 Oct 20 09:41:22 2009

Bid Checksum: ADA23984

Amendment Count: 1

Bidding Errors: No bidding errors.

Bid Total: \$1,495,976.40 ✓

Bond ID: DLK9-FL17-K91U-3937

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$74,798.82

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 10/20/2009

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.

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT	
2446	WB HAROLD A. PURYEAR TRUCKING CO. 5844 LEASE LANE , RALEIGH, NC 27617	Sub	33,000.00	✓ ARM
2095	WB PARRISH CO INC 501 BETHLEHEM PIKE , PARIS, KY 40361	Sub	9,440.00	✓ ARM
3765	WB STAY ALERT SAFETY SERVICES INC POST OFFICE BOX 467 , KERNERSVILLE, NC 27285	Sub	2,650.00	✓ ARM
5856	MB CHARLES SHAW DBA CLSHAW#1 P.O. BOX 542 , NORLINA, NC 27563	Sub	7,500.00	✓ ARM
4948	MB BURTCH TRUCKING CO. 605 INDIAN CAMP RD. , SMITHFIELD, NC 27577	Sub	19,500.00	✓ ARM
7456	MB JONATHAN PARKER DBA JP 1 TRUCKI 421 LOBLOLLY CIR , CLAYTON, NC 27520	Sub	7,500.00	✓ ARM
6956	MB REGINALD LLOYD DBA LLOYD'S TRUC 3710 STAGECOACH RD , HENDERSON, NC 27537	Sub	10,500.00	✓ ARM
TOTAL:			\$90,090.00	✓ ARM
			6.02%	

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 005, Letting L091020, 2009-10-20

=====

BondID: DLK9-FL17-K91U-3937  
Surety Registry Agency: SurePathNetwork  
Verified?: Yes  
Surety Agency: Safeco Insurance Company of America  
Bond Execution Date: 10/20/2009  
Bond Amount: \$74,798.82 (Five Percent of Bid)

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
DBE COMMITMENT ITEMS

DATE: 09-22-09  
PAGE: 5

PROPOSAL: C202458  
LETTING: L091020 CALL: 005  
VENDOR: 3760 S. T. Wooten Corporation

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
DBE SUBCONTRACTOR: 2446 HAROLD A. PURYEAR TRUCKING CO. Will Use Quote: Yes						
0005	1565000000-E	ASP FOR PLAN TON		1500.000	22.00000	33000.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						33,000.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						33,000.00
DBE SUBCONTRACTOR: 2095 PARRISH CO INC Will Use Quote: Yes						
0017	6084000000-E	SEEDING AND ACR		5.000	1888.00000	9440.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						9,440.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						9,440.00
DBE SUBCONTRACTOR: 3765 STAY ALERT SAFETY SERVICES INC Will Use Quote: Yes						
0001	0000100000-N	MOBILIZATION LS		1.000	2650.00000	2650.00
		Install stationary work zone signs				
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						2,650.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						2,650.00
DBE SUBCONTRACTOR: 5856 CHARLES SHAW DBA CLSHAW#1 Will Use Quote: Yes						
0004	1523000000-E	ASP CONC SUR TON		2500.000	3.00000	7500.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						7,500.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						7,500.00
DBE SUBCONTRACTOR: 4948 BURTCH TRUCKING CO. Will Use Quote: Yes						
0004	1523000000-E	ASP CONC SUR TON		6500.000	3.00000	19500.00
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						19,500.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )						19,500.00
DBE SUBCONTRACTOR: 7456 JONATHAN PARKER DBA JP 1 TRUCKING Will Use Quote: Yes						
0004	1523000000-E	ASP CONC SUR TON		2500.000	3.00000	7500.00

✓ ARM

✓ ARM

✓ ARM

✓ ARM

✓ ARM



State of NC  
Dept of Transportation

Date: 09-22-09  
Revised: 10-09-09

Contract ID: C202458      Project(s): STM-095-3(105)123  
 Letting Date: 10-20-09    Call Order: 005  
 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		70,000.00
0002	1243000000-E SHOULDER CONSTRUCTION	SMI	4.400	2,000.00000		8,800.00
0003	1330000000-E INCIDENTAL MILLING	SY	200.000	7.00000		1,400.00
0004	1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C	TON	25,000.000	28.50000		712,500.00
0005	1565000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	TON	1,500.000	350.00000		525,000.00
0006	1840000000-E MILLED RUMBLE STRIPS (ASPHALT CEMENT CONCRETE)	LF	95,400.000	0.11000		10,494.00
0007	4400000000-E WORK ZONE SIGNS (STATIONARY)	SF	400.000	9.00000		3,600.00
0008	4405000000-E WORK ZONE SIGNS (PORTABLE)	SF	400.000	10.00000		4,000.00
0009	4415000000-N FLASHING ARROW PANELS, TYPE C	EA	2.000	2,000.00000		4,000.00
0010	4420000000-N CHANGEABLE MESSAGE SIGN	EA	8.000	2,000.00000		16,000.00
0011	4430000000-N DRUMS	EA	200.000	35.00000		7,000.00

State of NC  
Dept of Transportation

Date: 09-22-09  
Revised: 10-09-09

Contract ID: C202458

Project(s): STM-095-3(105)123

Letting Date: 10-20-09 Call Order: 005

Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	4480000000-N TMIA	2.000 EA	3,000.00000		6,000.00	
0013	4725000000-E THERMOPLAST IC PAVEMENT MARKINGSYMBOL (90 MILS)	6.000 EA	100.00000		600.00	
0014	4847100000-E POLYUREA PAVEMENT MARKING LINES (6", *****) (HIGHLY REFLECTIVE ELEMENTS)	106,920.000 LF	0.92000		98,366.40	
0015	4847120000-E POLYUREA PAVEMENT MARKING LINES (12", *****) (HIGHLY REFLECTIVE ELEMENTS)	600.000 LF	2.00000		1,200.00	
0016	4905000000-N SNOWPLOWABL E PAVEMENT MARKERS	676.000 EA	26.00000		17,576.00	
0017	6084000000-E SEEDING & MULCHING	5.000 ACR	1,888.00000		9,440.00	
Section 0001 Total						1,495,976.40
Bid Total						1,495,976.40



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.

## Contract Item Sheets For C202458

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	70,000.00	70,000.00
0002	1243000000-E	SP	SHOULDER CONSTRUCTION	4.4 SMI	2,000.00	8,800.00
0003	1330000000-E	607	INCIDENTAL MILLING	200 SY	7.00	1,400.00
0004	1523000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5C	25,000 TON	28.50	712,500.00
0005	1565000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	1,500 TON	350.00	525,000.00
0006	1840000000-E	665	MILLED RUMBLE STRIPS (ASPHALT CEMENT CONCRETE)	95,400 LF	0.11	10,494.00
0007	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	400 SF	9.00	3,600.00
0008	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	400 SF	10.00	4,000.00
0009	4415000000-N	1115	FLASHING ARROW PANELS, TYPE C	2 EA	2,000.00	4,000.00
0010	4420000000-N	1120	CHANGEABLE MESSAGE SIGN	8 EA	2,000.00	16,000.00
0011	4430000000-N	1130	DRUMS	200 EA	35.00	7,000.00
0012	4480000000-N	1165	TMIA	2 EA	3,000.00	6,000.00
0013	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	6 EA	100.00	600.00
0014	4847100000-E	1205	POLYUREA PAVEMENT MARKING LINES (6", *****) (HIGHLY REFLECTIVE ELEMENTS)	106,920 LF	0.92	98,366.40
0015	4847120000-E	1205	POLYUREA PAVEMENT MARKING LINES (12", *****) (HIGHLY REFLECTIVE ELEMENTS)	600 LF	2.00	1,200.00
0016	4905000000-N	1253	SNOWPLOWABLE PAVEMENT MARKERS	676 EA	26.00	17,576.00
0017	6084000000-E	1660	SEEDING & MULCHING	5 ACR	1,888.00	9,440.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,495,976.40

Contract Number C 202458  
County Wilson, Nash

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 W. Reade Dawson  
~~Secretary~~/Assistant Secretary  
Select appropriate title

By Henry D. Butts, Jr.  
~~President~~/Vice President/Assistant Vice President  
Select appropriate title

W. Reade Dawson  
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  
2<sup>nd</sup> day of November 2009

Carol G. O'geary  
Signature of Notary Public

of Pitt County

State of North Carolina

My Commission Expires: 3/3/2010

Contract Number C 202458  
County Wilson, Nash

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 C 202458  
County Wilson, Nash

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.

<input type="checkbox"/>	Check here if an explanation is attached to this certification.
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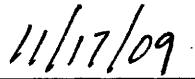
**Contract No**     **C202458**

**County (ies):**   **Wilson & Nash**

ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION



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



\_\_\_\_\_  
Date

Execution of Contract and Bonds  
Approved as to Form:



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

Contract No. C202458  
 County WILSON, NASH

### CONTRACT PAYMENT BOND

Date of Payment Bond Execution November 5, 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: \$1,495,976.40

Contract ID No.: C202458

County Name: WILSON, NASH

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. C202458  
County WILSON, NASH

**CONTRACT PAYMENT BOND**

*Affix Seal of Surety Company*

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

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

Debra S. Ritter  
Signature of Attorney-in-Fact

Ramona Fewell  
Signature of Witness

Ramona Fewell  
Print or type Witness' Name

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

Contract No. C202458  
County WILSON, NASH

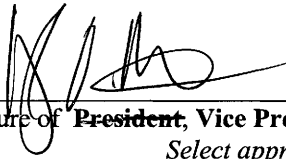
**CONTRACT PAYMENT BOND**

**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*

W. READE DAWSON  
Print or type Signer's name

Contract No. C202458  
County WILSON, NASH

**CONTRACT PERFORMANCE BOND**

Date of Payment Bond Execution: November 5, 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: \$1,495,976.40

Contract ID No.: C202458

County Name: WILSON, NASH

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. C202458  
County WILSON, NASH

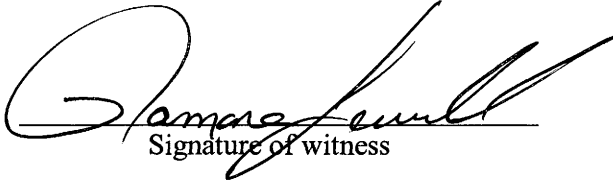
**CONTRACT PERFORMANCE BOND**

*Affix Seal of Surety Company*

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

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

Debra S. Ritter  
Signature of Attorney-in-Fact

  
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. C202458  
County WILSON, NASH

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

SIGNATURE OF CONTRACTOR (Principal)

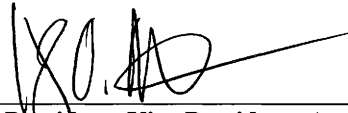
S. T. Wooten Corporation

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*

W. READE DAWSON

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

[Signature of Dexter R. Legg]

[Signature of Timothy A. 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 5th day of November, 2009



[Signature of Dexter R. Legg]

Dexter R. Legg, Secretary

