

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

C202165

CONTRACT AND
CONTRACT BONDS

FOR CONTRACT NO. C202165

WBS 32579.2.3 BRSTP-221(29)

T.I.P NO. B-1037

COUNTY OF ASHE

THIS IS THE ROADWAY & STRUCTURE CONTRACT

ROUTE NUMBER US 221 LENGTH 0.245 MILES

LOCATION BRIDGE OVER SOUTH FORK NEW FIVER AND APPROACHES ON US-221
NORTHEAST OF JEFFERSON.

CONTRACTOR JAMES R. VANNOY & SONS CONSTRUCTION CO., INC.

ADDRESS P.O. BOX 635
JEFFERSON, NC 28640

BIDS OPENED JANUARY 19, 2010

CONTRACT EXECUTION FEB 10 2010

James R. Vannoy Sons Const. Co., Inc. (3687).

Vendor 5 of 7 Vendors for Call Order 038 (Proposal ID C202165).

County: ASHE
Address: 1608 US Hwy 221 N
PO Box 635
Jefferson, NC 28640

Phone Number: 336-846-7191

Signature Check: This bid has been properly signed by J_M_Vannoy_3687.

Time Bid Received: Tue Jan 19 13:59:50 2010

Bid Checksum: E3480919

Amendment Count: 0

Bidding Errors: This bid contains errors.

Bid Total: \$2,296,966.01 ✓

Bond ID: SNC10123453

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$114,848.30

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 1/14/2010 2:37:03 PM

Surety Name: Travelers Casualty and Surety Company of Ame

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

DBE GOAL SET 8.0

DBE GOAL OBT 5.4

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT	
4388	WB Foothills Construction Serv Inc 6081 Pea Ridge Pass, Hamptonville, NC 27020		Sub	70,204.00	✓ am
4761	WB Traffic Control Safety Services Post Office Box 24511, Winston-Salem, NC 27114		Sub	6,871.40	✓ am
2432	WB Ace Steel, Inc. Post Office Box 296, Mt. Airy, NC 27030		Sub	28,150.19	✓ am
5279	WB Guardrail of Greensboro LLC P.O. Box 19232, Greensboro, NC 27419		Sub	18,037.50	✓ am
			TOTAL:	\$123,263.09	✓ am
				5.37%	

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: SNC10123453
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: Travelers Casualty and Surety Company of America

NCDOT/berc

Vendor 3687's Load Output for Call 038, Letting L100119, 2010-01-19

Bond Execution Date: 1/14/2010 2:37:03 PM

Bond Amount: \$114,848.30 (Five Percent of Bid)

State of NC
 Dept of Transportation

Date: 12-22-09
 Revised:

Contract ID: C202165 Project(s): BRSTP-221(29)
 Letting Date: 01-19-10 Call Order: 038
 Bidder: 3687 - James R. Vannoy & Sons Const. Co., 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			155,000.00
0002	0000900000-N GENERIC MISCELLANEOUS ITEM BUILDING SURVEYS	LUMP	LUMP			16,000.00
0003	0022000000-E UNCLASSIFIE D EXCAVATION	CY	6,900.000	16.00000		110,400.00
0004	0029000000-N REINFORCED BRIDGE APPROACH FILL, STATION ***** (17+47.50)	LUMP	LUMP			15,058.41
0005	0050000000-E SUPPLEMENTA RY CLEARING & GRUB-BING	ACR	1.000	5.00000		5.00
0006	0057000000-E UNDERCUT EXCAVATION	CY	50.000	10.00000		500.00
0007	0063000000-N GRADING	LUMP	LUMP			155,000.00
0008	0134000000-E DRAINAGE DITCH EXCAVATION	CY	20.000	60.57000		1,211.40
0009	0320000000-E FOUNDATION CONDITIONING FABRIC	SY	180.000	1.74000		313.20
0010	0330000000-E GENERIC DRAINAGE ITEM FOUNDATION CONDITION MATE- RIAL, MINOR STRS	TON	60.000	40.00000		2,400.00

State of NC
Dept of Transportation

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	0366000000-E 15" RC PIPE CULVERTS, CLASS III	180.000 LF	23.78000		4,280.40	
0012	0708000000-E 15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	24.000 LF	27.96000		671.04	
0013	0714000000-E 18" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	76.000 LF	35.27000		2,680.52	
0014	0762000000-E 66" BIT COAT CS PIPE CULVERTS, TYPE B 0.138" THICK	172.000 LF	145.07000		24,952.04	
0015	0986000000-E GENERIC PIPE ITEM 16" DUCTILE IRON PIPE	48.000 LF	57.07000		2,739.36	
0016	1220000000-E INCIDENTAL STONE BASE	100.000 TON	19.30000		1,930.00	
0017	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	570.000 TON	57.00000		32,490.00	
0018	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	380.000 TON	64.00000		24,320.00	
0019	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	50.000 TON	503.67000		25,183.50	
0020	1693000000-E ASPHALT PLANT MIX, PAVEMENT REPAIR	20.000 TON	64.00000		1,280.00	
0021	2000000000-N RIGHT OF WAY MARKERS	14.000 EA	120.00000		1,680.00	
0022	2022000000-E SUBDRAIN EXCAVATION	45.000 CY	4.45000		200.25	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0023	2033000000-E SUBDRAIN FINE AGGREGATE	34.000 CY	34.54000		1,174.36	
0024	2044000000-E 6" PERFORATED SUBDRAIN PIPE	200.000 LF	1.63000		326.00	
0025	2055000000-E 6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	6.000 EA	13.93000		83.58	
0026	2066000000-N CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1.000 EA	200.83000		200.83	
0027	2077000000-E 6" OUTLET PIPE (SUBDRAINS)	6.000 LF	7.14000		42.84	
0028	2209000000-E ENDWALLS	1.000 CY	800.00000		800.00	
0029	2220000000-E REINFORCED ENDWALLS	6.600 CY	831.42000		5,487.37	
0030	2253000000-E PIPE COLLARS	0.450 CY	891.02000		400.96	
0031	2286000000-N MASONRY DRAINAGE STRUCTURES	8.000 EA	1,000.00000		8,000.00	
0032	2297000000-E MASONRY DRAINAGE STRUCTURES	11.834 CY	744.14000		8,806.15	
0033	2308000000-E MASONRY DRAINAGE STRUCTURES	1.500 LF	277.20000		415.80	
0034	2367000000-N FRAME WITH TWO GRATES, STD 840.29	7.000 EA	329.56000		2,306.92	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0035	2396000000-N FRAME WITH COVER, STD 840.54	1.000 EA	387.07000		387.07	
0036	2556000000-E SHOULDER BERM GUTTER	410.000 LF	22.28000		9,134.80	
0037	3030000000-E STEEL BM GUARDRAIL	537.500 LF	13.00000		6,987.50	
0038	3150000000-N ADDITIONAL GUARDRAIL POSTS	5.000 EA	10.00000		50.00	
0039	3215000000-N GUARDRAIL ANCHOR UNITS, TYPE III	4.000 EA	1,050.00000		4,200.00	
0040	3270000000-N GUARDRAIL ANCHOR UNITS, TYPE 350	4.000 EA	1,700.00000		6,800.00	
0041	3649000000-E RIP RAP, CLASS B	2.000 TON	50.00000		100.00	
0042	3656000000-E FILTER FABRIC FOR DRAINAGE	1,760.000 SY	1.21000		2,129.60	
0043	4400000000-E WORK ZONE SIGNS (STATIONARY)	152.000 SF	3.95000		600.40	
0044	4405000000-E WORK ZONE SIGNS (PORTABLE)	96.000 SF	8.75000		840.00	
0045	4410000000-E WORK ZONE SIGNS (BARRICADE MOUNTED)	20.000 SF	5.75000		115.00	
0046	4430000000-N DRUMS	30.000 EA	2.08000		62.40	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0047	4435000000-N CONES	EA 20.000	0.96000		19.20	
0048	4445000000-E BARRICADES (TYPE III)	LF 48.000	17.00000		816.00	
0049	4450000000-N FLAGGER	HR 6,400.000	8.00000		51,200.00	
0050	4465000000-N TEMPORARY CRASH CUSHIONS	EA 1.000	4,500.00000		4,500.00	
0051	4480000000-N TMIA	EA 1.000	2,518.41000		2,518.41	
0052	4490000000-E PORTABLE CONCRETE BARRIER (ANCHORED)	LF 60.000	45.81000		2,748.60	
0053	4770000000-E COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (I)	LF 5,185.000	1.00000		5,185.00	
0054	4810000000-E PAINT PAVEMENT MARKING LINES (4")	LF 12,000.000	0.25000		3,000.00	
0055	4905000000-N SNOWPLOWABLE PAVEMENT MARKERS	EA 32.000	175.00000		5,600.00	
0056	6000000000-E TEMPORARY SILT FENCE	LF 2,300.000	1.98000		4,554.00	
0057	6006000000-E STONE FOR EROSION CONTROL, CLASS A	TON 430.000	26.49000		11,390.70	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0058	6009000000-E STONE FOR EROSION CONTROL, CLASS B	280.000 TON	29.85000		8,358.00	
0059	6012000000-E SEDIMENT CONTROL STONE	900.000 TON	21.89000		19,701.00	
0060	6015000000-E TEMPORARY MULCHING	7.500 ACR	725.00000		5,437.50	
0061	6018000000-E SEED FOR TEMPORARY SEEDING	200.000 LB	8.50000		1,700.00	
0062	6021000000-E FERTILIZER FOR TEMPORARY SEED-ING	1.750 TON	1,195.00000		2,091.25	
0063	6024000000-E TEMPORARY SLOPE DRAINS	200.000 LF	11.83000		2,366.00	
0064	6027000000-N INLET PROTECTION AT TEMPORARY SLOPE DRAINS	4.000 EA	206.35000		825.40	
0065	6029000000-E SAFETY FENCE	2,000.000 LF	1.98000		3,960.00	
0066	6030000000-E SILT EXCAVATION	600.000 CY	4.55000		2,730.00	
0067	6036000000-E MATTING FOR EROSION CONTROL	12,000.000 SY	1.54000		18,480.00	
0068	6037000000-E COIR FIBER MAT	400.000 SY	5.95000		2,380.00	
0069	6042000000-E 1/4" HARDWARE CLOTH	2,100.000 LF	4.95000		10,395.00	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0070	6070000000-N SPECIAL STILLING BASINS	EA 15.000	223.41000		3,351.15	
0071	6071010000-E WATTLE	LF 150.000	7.05000		1,057.50	
0072	6071020000-E POLYACRYLAMIDE (PAM)	LB 40.000	20.00000		800.00	
0073	6071030000-E COIR FIBER BAFFLES	LF 150.000	5.95000		892.50	
0074	6071050000-E *** SKIMMER (1-1/2")	EA 1.000	550.00000		550.00	
0075	6084000000-E SEEDING & MULCHING	ACR 5.000	1,345.00000		6,725.00	
0076	6087000000-E MOWING	ACR 4.500	45.00000		202.50	
0077	6090000000-E SEED FOR REPAIR SEEDING	LB 50.000	8.50000		425.00	
0078	6093000000-E FERTILIZER FOR REPAIR SEEDING	TON 0.250	1,195.00000		298.75	
0079	6096000000-E SEED FOR SUPPLEMENTAL SEEDING	LB 125.000	8.50000		1,062.50	
0080	6108000000-E FERTILIZER TOPDRESSING	TON 3.250	750.00000		2,437.50	
0081	6114500000-N SPECIALIZED HAND MOWING	MHR 10.000	45.00000		450.00	

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Project(s): BRSTP-221(29)

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0082	6117000000-N RESPONSE FOR EROSION CONTROL	27.000 EA	125.00000		3,375.00	
0083	6123000000-E REFORESTATION	0.500 ACR	2,500.00000		1,250.00	
0084 AA1	0372000000-E 18" RC PIPE CULVERTS, CLASS III	22.000 LF	21.73000		478.06	
0085 AA2	0372000000-E 18" RC PIPE CULVERTS, CLASS III	10.000 LF				
0086 AA2	0536000000-E ****" HDPE PIPE CULVERTS (18")	12.000 LF				
0087 AA3	0372000000-E 18" RC PIPE CULVERTS, CLASS III	10.000 LF				
0088 AA3	0540000000-E ****" ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, ****" THICK (18", 0.064")	12.000 LF				
Section 0001 Total					831,058.22	

Section 0003 WALL ITEMS

Alt Group

0089	8077000000-E FOUNDATION EXCAVATION (RETAINING WALL)	60.000 CY	59.65000		3,579.00	
0090	8203000000-E CLASS A CONCRETE (RETAINING WALL)	14.500 CY	805.28000		11,676.56	
0091	8252000000-E REINFORCING STEEL (RETAINING WALL)	1,080.000 LB	0.93000		1,004.40	

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 Letting Date: 01-19-10 Call Order: 038
 Bidder: 3687 - James R. Vannoy & Sons Const. Co., Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0003 Total						16,259.96

Section 0004 STRUCTURE ITEMS

Alt Group

0092	8017000000-N CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (17+47.50-L-)	LUMP		LUMP		75,715.36
0093	8035000000-N REMOVAL OF EXISTING STRUCTURE AT STATION ***** (17+47.50-L-)	LUMP		LUMP		112,723.05
0094	8070000000-E FOUNDATION EXCAVATION	CY	330.000	56.39000		18,608.70
0095	8105500000-E ***-***" DIA DRILLED PIERS IN SOIL (6'-0")	LF	29.900	373.05000		11,154.20
0096	8105600000-E ***-***" DIA DRILLED PIERS NOT IN SOIL (6'-0")	LF	51.000	3,053.95000		155,751.45
0097	8111000000-E PERMANENT STEEL CASING FOR ***-***" DIA DRILLED PIER (6'-0")	LF	14.900	218.04000		3,248.80
0098	8113000000-N SID INSPECTION	EA	2.000	1,500.00000		3,000.00
0099	8115000000-N CROSSHOLE SONIC LOGGING	EA	2.000	1,500.00000		3,000.00
0100	8121000000-N UNCLASSIFIED STRUCTURE EXCAVATION AT STATION ***** (17+47.50-L-)	LUMP		LUMP		17,033.20

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			Dollars	Cts	Dollars	Ct
0101	8147000000-E REINFORCED CONCRETE DECK SLAB	13,764.000 SF	18.83000		259,176.12	
0102	8161000000-E GROOVING BRIDGE FLOORS	11,970.000 SF	0.53000		6,344.10	
0103	8182000000-E CLASS A CONCRETE (BRIDGE)	301.700 CY	536.57000		161,883.17	
0104	8210000000-N BRIDGE APPROACH SLABS, STATION***** (17+47.50-L-)	LUMP	LUMP		19,883.00	
0105	8217000000-E REINFORCING STEEL (BRIDGE)	59,748.000 LB	0.57000		34,056.36	
0106	8238000000-E SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	7,290.000 LB	1.10000		8,019.00	
0107	8274000000-E MODIFIED 63" PRESTRESSED CONC GIRDERS	1,351.500 LF	196.98000		266,218.47	
0108	8657000000-N ELASTOMERIC BEARINGS	LUMP	LUMP		7,127.39	
0109	8692000000-N EVAZOTE JOINT SEALS	LUMP	LUMP		9,793.35	
0110	8741000000-N STRUCTURE DRAINAGE SYSTEM AT STA***** (17+47.50-L-)	LUMP	LUMP		204,171.46	
0111	8867000000-E GENERIC STRUCTURE ITEM CLASSIC CONCRETE BRIDGE RAIL	907.330 LF	80.17000		72,740.65	

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
	Section 0004 Total				1,449,647.83	
	Bid Total				2,296,966.01	

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: 12-22-09
PAGE: 14

PROPOSAL: C202165
LETTING: L100119 CALL: 038
VENDOR: 3687 James R. Vannoy & Sons Const. Co., Inc.

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

DBE SUBCONTRACTOR: 4388 FOOTHILLS CONSTRUCTION SERV INC
Will Use Quote: Yes

0021	2000000000-N	RIGHT OF WAY EA		14.000	120.00000	1680.00
0056	6000000000-E	TEMPORARY SI LF		2300.000	1.98000	4554.00
0060	6015000000-E	TEMPORARY MU ACR		7.500	725.00000	5437.50
0061	6018000000-E	SEED FOR TEM LB		200.000	8.50000	1700.00
0062	6021000000-E	FERT FOR TEM TON		1.750	1195.00000	2091.25
0065	6029000000-E	SAFETY FENCE LF		2000.000	1.98000	3960.00
0067	6036000000-E	MATTING FOR SY		12000.000	1.54000	18480.00
0068	6037000000-E	COIR FIBER M SY		400.000	5.95000	2380.00
0069	6042000000-E	1/4" HARDWAR LF		2100.000	4.95000	10395.00
0071	6071010000-E	WATTLE LF		150.000	7.05000	1057.50
0072	6071020000-E	POLYACRYLAMI LB		40.000	20.00000	800.00
0073	6071030000-E	COIR FIBER B LF		150.000	5.95000	892.50
0074	6071050000-E	**" SKIMMER EA		1.000	550.00000	550.00
0075	6084000000-E	SEEDING AND ACR		5.000	1345.00000	6725.00
0076	6087000000-E	MOWING ACR		4.500	45.00000	202.50
0077	6090000000-E	SEED FOR REP LB		50.000	8.50000	425.00
0078	6093000000-E	FERT FOR REP TON		0.250	1195.00000	298.75
0079	6096000000-E	SEED FOR SUP LB		125.000	8.50000	1062.50
0080	6108000000-E	FERTILIZER T TON		3.250	750.00000	2437.50
0081	6114500000-N	SPECIALIZED MHR		10.000	45.00000	450.00
0082	6117000000-N	RESPONSE FOR EA		27.000	125.00000	3375.00
0083	6123000000-E	REFORESTATIO ACR		0.500	2500.00000	1250.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 70,204.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 70,204.00 ✓ am

DBE SUBCONTRACTOR: 4761 TRAFFIC CONTROL SAFETY SERVICES, INC.
Will Use Quote: Yes

0043	4400000000-E	WORK ZONE SI SF		152.000	3.95000	600.40
0044	4405000000-E	WORK ZONE SI SF		96.000	8.75000	840.00
0045	4410000000-E	WORK ZONE SI SF		20.000	5.75000	115.00
0048	4445000000-E	BARRICADES (LF		48.000	17.00000	816.00
0050	4465000000-N	TEMPORARY CR EA		1.000	4500.00000	4500.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 6,871.40
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 6,871.40 ✓ am

DBE SUBCONTRACTOR: 2432 ACE STEEL, INC.
Will Use Quote: Yes

0091	8252000000-E	REINF STEEL LB		1080.000	0.13000	140.40
		Place and tie steel only				

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
 DBE COMMITMENT ITEMS

DATE:12-22-09
 PAGE: 15

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
0101	8147000000-E	REINF CONCRE SF		13764.000	1.17600	16186.46
		place steel and tie, place decking only				
0104	8210000000-N	BRG APPR SLA LS		1.000	752.96000	752.96
		place and tie steel only				
0105	8217000000-E	REINF STEEL LB		59748.000	0.13000	7767.24
		place and tie steel				
0106	8238000000-E	SPIRAL COL R LB		7290.000	0.13000	947.70
		place and tie steel				
0111	8867000000-E	GENERIC STRU LF		907.330	2.59600	2355.43
		Place and tie steel only				

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 28,150.19 ✓ amm
 DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 28,150.

DBE SUBCONTRACTOR: 5279 GUARDRAIL OF GREENSBORO LLC
 Will Use Quote: Yes

0037	3030000000-E	STL BM GUARD LF		537.500	13.00000	6987.50
0038	3150000000-N	ADDIT GUARDR EA		5.000	10.00000	50.00
0039	3215000000-N	GR ANCHOR TY EA		4.000	1050.00000	4200.00
0040	3270000000-N	GR ANCHOR TY EA		4.000	1700.00000	6800.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 18,037.50
 DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 18,037. ✓ amm

TOTAL DBE COMMITMENT FOR VENDOR: Entered: 5.37% or 123263.09 ✓ amm
 Required: 8.00% or 183757.28
 <GOAL NOT MET>

Contract Item Sheets For C202165

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	155,000.00	155,000.00
0002	0000900000-N	SP	GENERIC MISCELLANEOUS ITEM BUILDING SURVEYS	Lump Sum LS	16,000.00	16,000.00
0003	0022000000-E	225	UNCLASSIFIED EXCAVATION	6,900 CY	16.00	110,400.00
0004	0029000000-N	SP	REINFORCED BRIDGE APPROACH FILL, STATION ***** (17+47.50)	Lump Sum LS	15,058.41	15,058.41
0005	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB- BING	1 ACR	5.00	5.00
0006	0057000000-E	226	UNDERCUT EXCAVATION	50 CY	10.00	500.00
0007	0063000000-N	SP	GRADING	Lump Sum LS	155,000.00	155,000.00
0008	0134000000-E	240	DRAINAGE DITCH EXCAVATION	20 CY	60.57	1,211.40
0009	0320000000-E	SP	FOUNDATION CONDITIONING FABRIC	180 SY	1.74	313.20
0010	0330000000-E	SP	GENERIC DRAINAGE ITEM FOUNDATION CONDITION MATE- RIAL, MINOR STRS	60 TON	40.00	2,400.00
0011	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	180 LF	23.78	4,280.40
0012	0708000000-E	310	15" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	24 LF	27.96	671.04
0013	0714000000-E	310	18" BIT COAT CS PIPE CULVERTS, TYPE B 0.064" THICK	76 LF	35.27	2,680.52
0014	0762000000-E	310	66" BIT COAT CS PIPE CULVERTS, TYPE B 0.138" THICK	172 LF	145.07	24,952.04
0015	0986000000-E	SP	GENERIC PIPE ITEM 16" DUCTILE IRON PIPE	48 LF	57.07	2,739.36
0016	1220000000-E	545	INCIDENTAL STONE BASE	100 TON	19.30	1,930.00
0017	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	570 TON	57.00	32,490.00

Contract Item Sheets For C202165

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0018	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	380 TON	64.00	24,320.00
0019	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	50 TON	503.67	25,183.50
0020	1693000000-E	654	ASPHALT PLANT MIX, PAVEMENT REPAIR	20 TON	64.00	1,280.00
0021	2000000000-N	806	RIGHT OF WAY MARKERS	14 EA	120.00	1,680.00
0022	2022000000-E	815	SUBDRAIN EXCAVATION	45 CY	4.45	200.25
0023	2033000000-E	815	SUBDRAIN FINE AGGREGATE	34 CY	34.54	1,174.36
0024	2044000000-E	815	6" PERFORATED SUBDRAIN PIPE	200 LF	1.63	326.00
0025	2055000000-E	815	6" SUBDRAIN PIPE WYES, TEES, & ELBOWS	6 EA	13.93	83.58
0026	2066000000-N	815	CONCRETE PAD FOR SUBDRAIN PIPE OUTLET	1 EA	200.83	200.83
0027	2077000000-E	815	6" OUTLET PIPE (SUBDRAINS)	6 LF	7.14	42.84
0028	2209000000-E	838	ENDWALLS	1 CY	800.00	800.00
0029	2220000000-E	838	REINFORCED ENDWALLS	6.6 CY	831.42	5,487.37
0030	2253000000-E	840	PIPE COLLARS	0.45 CY	891.02	400.96
0031	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	8 EA	1,000.00	8,000.00
0032	2297000000-E	840	MASONRY DRAINAGE STRUCTURES	11.834 CY	744.14	8,806.15
0033	2308000000-E	840	MASONRY DRAINAGE STRUCTURES	1.5 LF	277.20	415.80
0034	2367000000-N	840	FRAME WITH TWO GRATES, STD 840.29	7 EA	329.56	2,306.92
0035	2396000000-N	840	FRAME WITH COVER, STD 840.54	1 EA	387.07	387.07
0036	2556000000-E	846	SHOULDER BERM GUTTER	410 LF	22.28	9,134.80

Contract Item Sheets For C202165

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0037	3030000000-E	862	STEEL BM GUARDRAIL	537.5 LF	13.00	6,987.50
0038	3150000000-N	862	ADDITIONAL GUARDRAIL POSTS	5 EA	10.00	50.00
0039	3215000000-N	862	GUARDRAIL ANCHOR UNITS, TYPE III	4 EA	1,050.00	4,200.00
0040	3270000000-N	SP	GUARDRAIL ANCHOR UNITS, TYPE 350	4 EA	1,700.00	6,800.00
0041	3649000000-E	876	RIP RAP, CLASS B	2 TON	50.00	100.00
0042	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	1,760 SY	1.21	2,129.60
0043	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	152 SF	3.95	600.40
0044	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	96 SF	8.75	840.00
0045	4410000000-E	1110	WORK ZONE SIGNS (BARRICADE MOUNTED)	20 SF	5.75	115.00
0046	4430000000-N	1130	DRUMS	30 EA	2.08	62.40
0047	4435000000-N	1135	CONES	20 EA	0.96	19.20
0048	4445000000-E	1145	BARRICADES (TYPE III)	48 LF	17.00	816.00
0049	4450000000-N	1150	FLAGGER	6,400 HR	8.00	51,200.00
0050	4465000000-N	1160	TEMPORARY CRASH CUSHIONS	1 EA	4,500.00	4,500.00
0051	4480000000-N	1165	TMIA	1 EA	2,518.41	2,518.41
0052	4490000000-E	1170	PORTABLE CONCRETE BARRIER (ANCHORED)	60 LF	45.81	2,748.60
0053	4770000000-E	1205	COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (I)	5,185 LF	1.00	5,185.00
0054	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	12,000 LF	0.25	3,000.00
0055	4905000000-N	1253	SNOWPLOWABLE PAVEMENT MARKERS	32 EA	175.00	5,600.00

Contract Item Sheets For C202165

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0056	6000000000-E	1605	TEMPORARY SILT FENCE	2,300 LF	1.98	4,554.00
0057	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	430 TON	26.49	11,390.70
0058	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	280 TON	29.85	8,358.00
0059	6012000000-E	1610	SEDIMENT CONTROL STONE	900 TON	21.89	19,701.00
0060	6015000000-E	1615	TEMPORARY MULCHING	7.5 ACR	725.00	5,437.50
0061	6018000000-E	1620	SEED FOR TEMPORARY SEEDING	200 LB	8.50	1,700.00
0062	6021000000-E	1620	FERTILIZER FOR TEMPORARY SEED- ING	1.75 TON	1,195.00	2,091.25
0063	6024000000-E	1622	TEMPORARY SLOPE DRAINS	200 LF	11.83	2,366.00
0064	6027000000-N	1622	INLET PROTECTION AT TEMPORARY SLOPE DRAINS	4 EA	206.35	825.40
0065	6029000000-E	SP	SAFETY FENCE	2,000 LF	1.98	3,960.00
0066	6030000000-E	1630	SILT EXCAVATION	600 CY	4.55	2,730.00
0067	6036000000-E	1631	MATTING FOR EROSION CONTROL	12,000 SY	1.54	18,480.00
0068	6037000000-E	SP	COIR FIBER MAT	400 SY	5.95	2,380.00
0069	6042000000-E	1632	1/4" HARDWARE CLOTH	2,100 LF	4.95	10,395.00
0070	6070000000-N	SP	SPECIAL STILLING BASINS	15 EA	223.41	3,351.15
0071	6071010000-E	SP	WATTLE	150 LF	7.05	1,057.50
0072	6071020000-E	SP	POLYACRYLAMIDE (PAM)	40 LB	20.00	800.00
0073	6071030000-E	SP	COIR FIBER BAFFLES	150 LF	5.95	892.50
0074	6071050000-E	SP	*** SKIMMER (1-1/2")	1 EA	550.00	550.00

Contract Item Sheets For C202165

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0075	6084000000-E	1660	SEEDING & MULCHING	5 ACR	1,345.00	6,725.00
0076	6087000000-E	1660	MOWING	4.5 ACR	45.00	202.50
0077	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	8.50	425.00
0078	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.25 TON	1,195.00	298.75
0079	6096000000-E	1662	SEED FOR SUPPLEMENTAL SEEDING	125 LB	8.50	1,062.50
0080	6108000000-E	1665	FERTILIZER TOPDRESSING	3.25 TON	750.00	2,437.50
0081	6114500000-N	SP	SPECIALIZED HAND MOWING	10 MHR	45.00	450.00
0082	6117000000-N	SP	RESPONSE FOR EROSION CONTROL	27 EA	125.00	3,375.00
0083	6123000000-E	1670	REFORESTATION	0.5 ACR	2,500.00	1,250.00
***** BEGIN SCHEDULE AA ***** ***** (3 ALTERNATES) *****						
0084 AA1	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	22 LF	21.73	478.06
*** OR ***						
0085 AA2	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	10 LF		
0086 AA2	0536000000-E	SP	**** HDPE PIPE CULVERTS (18")	12 LF		
*** OR ***						
0087 AA3	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	10 LF		
0088 AA3	0540000000-E	SP	**** ALUMINIZED CORRUGATED STEEL PIPE CULVERTS, **** THICK (18", 0.064")	12 LF		
***** END SCHEDULE AA *****						

Contract Item Sheets For C202165

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0089	8077000000-E	410	FOUNDATION EXCAVATION (RETAINING WALL)	60 CY	59.65	3,579.00
0090	8203000000-E	420	CLASS A CONCRETE (RETAINING WALL)	14.5 CY	805.28	11,676.56
0091	8252000000-E	425	REINFORCING STEEL (RETAINING WALL)	1,080 LB	0.93	1,004.40

Contract Item Sheets For C202165

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0092	8017000000-N	SP	CONSTRUCTION, MAINTENANCE, & REMOVAL OF TEMP ACCESS AT STA ***** (17 + 47.50-L-)	Lump Sum LS	75,715.36	75,715.36
0093	8035000000-N	402	REMOVAL OF EXISTING STRUCTURE AT STATION ***** (17 + 47.50-L-)	Lump Sum LS	112,723.05	112,723.05
0094	8070000000-E	410	FOUNDATION EXCAVATION	330 CY	56.39	18,608.70
0095	8105500000-E	SP	***'-***" DIA DRILLED PIERS IN SOIL (6'-0")	29.9 LF	373.05	11,154.20
0096	8105600000-E	SP	***'-***" DIA DRILLED PIERS NOT IN SOIL (6'-0")	51 LF	3,053.95	155,751.45
0097	8111000000-E	SP	PERMANENT STEEL CASING FOR ***'-***" DIA DRILLED PIER (6'-0")	14.9 LF	218.04	3,248.80
0098	8113000000-N	SP	SID INSPECTION	2 EA	1,500.00	3,000.00
0099	8115000000-N	SP	CROSSHOLE SONIC LOGGING	2 EA	1,500.00	3,000.00
0100	8121000000-N	412	UNCLASSIFIED STRUCTURE EXCAVA- TION AT STATION ***** (17 + 47.50-L-)	Lump Sum LS	17,033.20	17,033.20
0101	8147000000-E	420	REINFORCED CONCRETE DECK SLAB	13,764 SF	18.83	259,176.12
0102	8161000000-E	420	GROOVING BRIDGE FLOORS	11,970 SF	0.53	6,344.10
0103	8182000000-E	420	CLASS A CONCRETE (BRIDGE)	301.7 CY	536.57	161,883.17
0104	8210000000-N	422	BRIDGE APPROACH SLABS, STATION ***** (17 + 47.50-L-)	Lump Sum LS	19,883.00	19,883.00
0105	8217000000-E	425	REINFORCING STEEL (BRIDGE)	59,748 LB	0.57	34,056.36
0106	8238000000-E	425	SPIRAL COLUMN REINFORCING STEEL (BRIDGE)	7,290 LB	1.10	8,019.00
0107	8274000000-E	430	MODIFIED 63" PRESTRESSED CONC GIRDERS	1,351.5 LF	196.98	266,218.47

Contract Item Sheets For C202165

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0108	8657000000-N	430	ELASTOMERIC BEARINGS	Lump Sum LS	7,127.39	7,127.39
0109	8692000000-N	SP	EVAZOTE JOINT SEALS	Lump Sum LS	9,793.35	9,793.35
0110	8741000000-N	SP	STRUCTURE DRAINAGE SYSTEM AT STA***** (17+47.50-L-)	Lump Sum LS	204,171.46	204,171.46
0111	8867000000-E	SP	GENERIC STRUCTURE ITEM CLASSIC CONCRETE BRIDGE RAIL	907.33 LF	80.17	72,740.65
TOTAL AMOUNT OF BID FOR ENTIRE PROJECT						\$2,296,966.01 ✓

1517/Feb02/Q154940.464/D487558710000/E111

**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

James R. Vannoy & Sons Construction Company, Inc.

Full name of Corporation

PO Box 635 Jefferson NC 28640

Address as Prequalified

Attest J. Mark Vannoy
Secretary/Assistant Secretary
Select appropriate title

By J. Dennis Pennington
President/Vice President/Assistant Vice President
Select appropriate title

J. Mark Vannoy
Print or type Signer's name

J. Dennis Pennington
Print or type Signer's name

CORPORATE SEAL

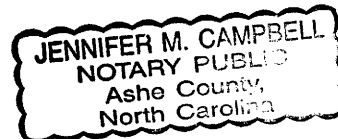
AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

3rd day of February 2010

Jennifer M. Campbell
Signature of Notary Public



of Ashe County

State of NC

My Commission Expires: 2-4-2011

DEBARMENT CERTIFICATION OF CONTRACTOR

Conditions for certification:

1. The Contractor shall provide immediate written notice to the Department if at any time the Contractor learns that his certification was erroneous when he submitted his debarment certification or explanation that is on file with the Department, or has become erroneous because of changed circumstances.
2. The terms *covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded*, as used in this provision, have the meanings set out in the Definitions and Coverage sections of the rules implementing Executive Order 12549. A copy of the Federal Rules requiring this certification and detailing the definitions and coverages may be obtained from the Contract Officer of the Department.
3. The Contractor agrees by submitting this form, that he will not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in NCDOT contracts, unless authorized by the Department.
4. For Federal Aid projects, the Contractor further agrees that by submitting this form he will include the Federal-Aid Provision titled *Required Contract Provisions Federal-Aid Construction Contract (Form FHWA PR 1273)* provided by the Department, without subsequent modification, in all lower tier covered transactions.
5. The Contractor may rely upon a certification of a participant in a lower tier covered transaction that he is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless he knows that the certification is erroneous. The Contractor may decide the method and frequency by which he will determine the eligibility of his subcontractors.
6. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this provision. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
7. Except as authorized in paragraph 3 herein, the Department may terminate any contract if the Contractor knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available by the Federal Government.

DEBARMENT CERTIFICATION

The Contractor certifies to the best of his knowledge and belief, that he and his principals:

- a. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
- b. Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records; making false statements; or receiving stolen property;
- c. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph b. of this certification; and
- d. Have not within a three-year period preceding this proposal had one or more public transactions (Federal, State or local) terminated for cause or default.
- e. If status changes, will submit a revised Debarment Certification immediately.

If the Contractor cannot certify that he is not debarred, he shall provide an explanation with this submittal. An explanation will not necessarily result in denial of participation in a contract.

Failure to submit a non-collusion affidavit and debarment certification will result in the Contractor's bid being considered non-responsive.

Check here if an explanation is attached to this certification.

Contract No C202165

County (ies): Ashe

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

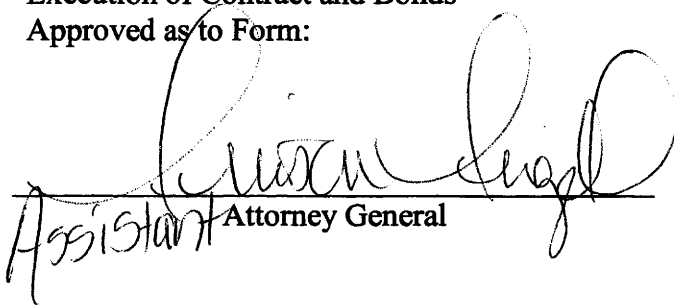


Contract Officer

2/10/10

Date

Execution of Contract and Bonds
Approved as to Form:



Assistant Attorney General

Contract No. C202165
County Ashe

(Rev 7-10-08)

CONTRACT PAYMENT BOND

Date of Payment Bond Execution February 3, 2010

Name of Principal Contractor James R. Vannoy & Sons Construction Company, Inc.

Name of Surety: Traveler's Casualty & Surety Co. of America

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

Amount of Bond: \$2,296,966.01

Contract ID No.: C202165

County Name: Ashe

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. C202165
County Ashe

(Rev 7-10-08)

CONTRACT PAYMENT BOND

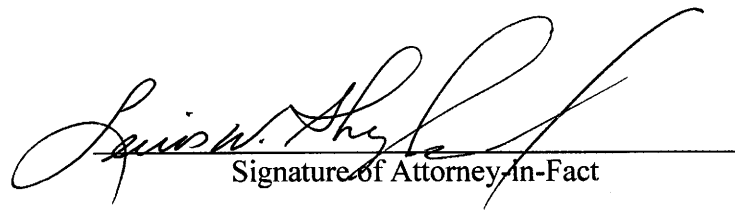
Affix Seal of Surety Company

Traveler's Casualty & Surety Co. of America

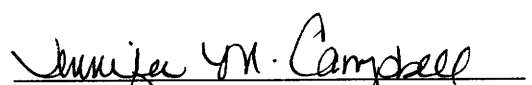
Print or type Surety Company Name

By Lewis W. Shepherd

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



Signature of Attorney-in-Fact



Signature of Witness

Jennifer M. Campbell

Print or type Witness's name

PO Box 390 West Jefferson, NC 29694

Address of Attorney-in-Fact

Contract No. C202165
County Ashe

(Rev 7-10-08)

**CONTRACT PAYMENT BOND
CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

James R. Vannoy & Sons Construction Company Inc.

Full name of Corporation

PO Box 635 Jefferson NC 28640

Address as prequalified

By 

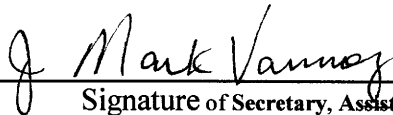
Signature of ~~President, Vice President, Assistant Vice President~~
Select appropriate title

J. Dennis Pennington

Print or type Signer's name

Affix Corporate Seal

Attest



Signature of ~~Secretary, Assistant Secretary~~
Select appropriate title

J. Mark Vannoy

Print or type Signer's name



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 214726

Certificate No. 000543713

KNOW ALL MEN BY THESE PRESENTS: That Seaboard Surety Company is a corporation duly organized under the laws of the State of New York, that St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

Christopher V. Miller, David C. Miller, and Lewis W. Shepherd

of the City of West Jefferson, State of North Carolina, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof 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, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 21st day of February, 2006.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 21st day of February, 2006, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal.
My Commission expires the 30th day of June, 2006.



[Signature]
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company 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 in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 3rd day of February, 2010.

WARNING: THIS POWER OF ATTORNEY IS INVALID WITHOUT THE RED BORDER

Kori M. Johanson
Kori M. Johanson, Assistant Secretary



To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at www.stpaultravelersbond.com. Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.

Contract No. C202165
County Ashe

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: February 3, 2010

Name of Principal Contractor: James R. Vannoy & Sons Construction Company, Inc.

Name of Surety: Traveler's Casualty & Surety Co. of America

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

Amount of Bond: \$2,296,966.01

Contract ID No.: C202165

County Name: Ashe

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. C202165
County Ashe

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

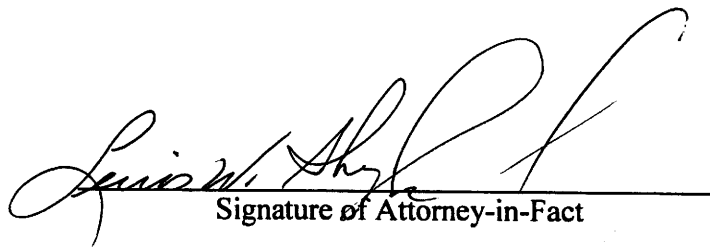
Affix Seal of Surety Company

Traveler's Casulty & Surety Co. of America

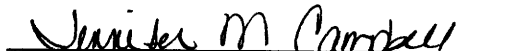
Print or type Surety Company Name

By Lewis W. Shepherd

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



Signature of Attorney-in-Fact



Signature of Witness

Jennifer M Campbell

Print or type Witness's name

PO Box 390 West Jefferson NC 28694

Address of Attorney-in-Fact

Contract No. C202165
County Ashe

(Rev 7-10-08)

**CONTRACT PERFORMANCE BOND
CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

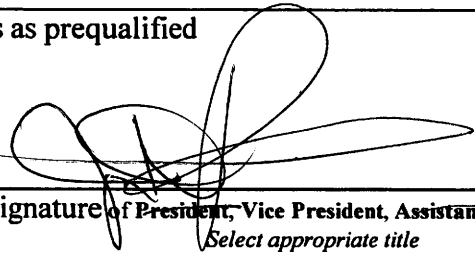
James R. Vannoy & Sons Construction Company, Inc.

Full name of Corporation

PO Box 635 Jefferson NC 28640

Address as prequalified

By



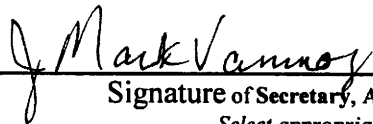
Signature of President, Vice President, Assistant Vice President
Select appropriate title

J. Dennis Pennington

Print or type Signer's name

Affix Corporate Seal

Attest



Signature of Secretary, Assistant Secretary
Select appropriate title

J. Mark Vannoy

Print or type Signer's name



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 214726

Certificate No. 000543714

KNOW ALL MEN BY THESE PRESENTS: That Seaboard Surety Company is a corporation duly organized under the laws of the State of New York, that St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

Christopher V. Miller, David C. Miller, and Lewis W. Shepherd

of the City of West Jefferson, State of North Carolina, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof 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, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 21st day of February, 2006.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 21st day of February, 2006, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 2006.



[Signature]
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company 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 in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 3rd day of February, 20 10.

WARNING: THIS POWER OF ATTORNEY IS INVALID WITHOUT THE RED BORDER

Kori M. Johanson
Kori M. Johanson, Assistant Secretary



To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at www.stpaultravelersbond.com. Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.