

Triangle Grading and Paving, Inc. (3752).

Vendor 2 of 4 Vendors for Call Order 015 (Proposal ID C202538).

County: DURHAM, WAKE
Address: 1521 Huffman Mill Rd
Burlington, NC 27215

Phone Number: 336-584-1745

Signature Check: This bid has been properly signed by R_G_Kirkpatrick_Jr_3752.

Time Bid Received: Tue Jan 19 13:32:39 2010

Bid Checksum: 0F6C5AA6

MBE GOAL SET 4.0

Amendment Count: 0

Bidding Errors: No bidding errors ✓

Bid Total: \$4,474,348.51 ✓

MBE GOAL MET 4.0

Bond ID: t7ml-5jes-shf6-qbn1

Bond was Verified: Yes.

Bond Required Percent: 5.00%

WBE GOAL SET 4.0

Minimum Check Amount: \$223,717.43

Bid Security Maximum: \$

Bond Agency Name:

WBE GOAL MET 4.0

Agency Execution Date: 1/19/2010

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 MBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT	
2100 MB	RICHMOND TRUCKING 231 KERR CHAPEL ROAD , BURLINGTON, NC 27217		Sub	178,992.00	✓ arm
				TOTAL:	\$178,992.00 ✓ arm
					4.00%

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT	
2277 WB	MAYO FARMS, INC. 1373 HIGH PLAINS ROAD , ROXBORO, NC 27574		Sub	73,800.00	✓ arm
1968 WB	MURRAY ENTERPRISES, INC. 1231 SHAMROCK DRIVE , BURLINGTON, NC 27215		Sub	78,525.00	✓ arm
7072 WB	BOONE MASONRY, INC. NEALWOOD AVENUE , GRAHAM, NC 27253		Sub	15,750.00	✓ arm
3765 WB	STAY ALERT SAFETY SERVICES INC POST OFFICE BOX 467 , KERNERSVILLE, NC 27285		Sub	11,000.00	✓ arm
				TOTAL:	\$179,075.00 ✓ arm
					4.00%

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	

NCDOT/berc

Vendor 3752's Load Output for Call 015, Letting L100119, 2010-01-19

NOT ANSWERED

Bid Bond Data Info - Contractor Responses:

=====

BondID: t7ml-5jes-shf6-qbn1
Surety Registry Agency: SurePathNetwork
Verified?: Yes
Surety Agency: Safeco Insurance Company of America
Bond Execution Date: 1/19/2010
Bond Amount: \$223,717.43 (Five Percent of Bid)

State of NC
 Dept of Transportation

Date: 12-22-09
 Revised:

Contract ID: C202538 Project(s): STATE FUNDED
 Letting Date: 01-19-10 Call Order: 015
 Bidder: 3752 - Triangle Grading and 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			210,000.00
0002	0106000000-E BORROW EXCAVATION	CY	780.000	15.00000		11,700.00
0003	1220000000-E INCIDENTAL STONE BASE	TON	731.000	38.00000		27,778.00
0004	1245000000-E SHOULDER RECONSTRUCTION	SMI	39.070	1,906.08000		74,470.55
0005	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	SY	72,520.000	1.25000		90,650.00
0006	1308000000-E MILLING ASPHALT PAVEMENT, ***"TO *****" DEPTH (1-1/2" TO 2-1/2")	SY	24,922.000	1.30000		32,398.60
0007	1330000000-E INCIDENTAL MILLING	SY	3,753.000	2.42000		9,082.26
0008	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	TON	1,991.000	42.86000		85,334.26
0009	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	TON	447.000	42.16000		18,845.52
0010	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	TON	28,868.000	33.71000		973,140.28

State of NC
Dept of Transportation

Date: 12-22-09
Revised:

Contract ID: C202538 Project(s): STATE FUNDED
Letting Date: 01-19-10 Call Order: 015
Bidder: 3752 - Triangle Grading and Paving, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C	3,344.000 TON	36.70000		122,724.80	
0012	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	1,837.000 TON	486.00000		892,782.00	
0013	1565000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	201.000 TON	540.00000		108,540.00	
0014	1704000000-E PATCHING EXISTING PAVEMENT	20,140.000 TON	74.42000		1,498,818.80	
0015	2830000000-N ADJUSTMENT OF MANHOLES	45.000 EA	250.00000		11,250.00	
0016	2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES	20.000 EA	225.00000		4,500.00	
0017	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	220,634.000 LF	0.30000		66,190.20	
0018	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	197,844.000 LF	0.40000		79,137.60	
0019	4695000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 90 MILS)	26.000 LF	1.25000		32.50	
0020	4697000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 120 MILS)	1,390.000 LF	1.25000		1,737.50	
0021	4702000000-E THERMOPLAST IC PAVEMENT MARKING LINES (12", 120 MILS)	100.000 LF	1.25000		125.00	
0022	4705000000-E THERMOPLAST IC PAVEMENT MARKING LINES (16", 120 MILS)	450.000 LF	4.75000		2,137.50	

State of NC
Dept of Transportation

Date: 12-22-09
Revised:

Contract ID: C202538 Project(s): STATE FUNDED
Letting Date: 01-19-10 Call Order: 015
Bidder: 3752 - Triangle Grading and Paving, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0023	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	1,183.000 LF	5.75000		6,802.25	
0024	4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS)	60.000 EA	40.00000		2,400.00	
0025	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	163.000 EA	65.00000		10,595.00	
0026	4770000000-E COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (III)	1,000.000 LF	2.90000		2,900.00	
0027	4810000000-E PAINT PAVEMENT MARKING LINES (4")	62,947.000 LF	0.12000		7,553.64	
0028	4820000000-E PAINT PAVEMENT MARKING LINES (8")	740.000 LF	0.50000		370.00	
0029	4830000000-E PAINT PAVEMENT MARKING LINES (16")	350.000 LF	1.00000		350.00	
0030	4835000000-E PAINT PAVEMENT MARKING LINES (24")	651.000 LF	2.00000		1,302.00	
0031	4840000000-N PAINT PAVEMENT MARKING CHARAC-TER	8.000 EA	25.00000		200.00	
0032	4845000000-N PAINT PAVEMENT MARKING SYMBOL	45.000 EA	25.00000		1,125.00	
0033	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	1,877.000 EA	3.25000		6,100.25	

State of NC
 Dept of Transportation

Date: 12-22-09
 Revised:

Contract ID: C202538 Project(s): STATE FUNDED
 Letting Date: 01-19-10 Call Order: 015
 Bidder: 3752 - Triangle Grading and Paving, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0034	6084000000-E SEEDING & MULCHING	ACR 25.000	1,390.00000		34,750.00	
0035	7444000000-E INDUCTIVE LOOP SAWCUT	LF 22,500.000	3.49000		78,525.00	
Section 0001 Total						4,474,348.51
Bid Total						4,474,348.51 ✓

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 C202538

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	210,000.00	210,000.00
0002	0106000000-E	230	BORROW EXCAVATION	780 CY	15.00	11,700.00
0003	1220000000-E	545	INCIDENTAL STONE BASE	731 TON	38.00	27,778.00
0004	1245000000-E	SP	SHOULDER RECONSTRUCTION	39.07 SMI	1,906.08	74,470.55
0005	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	72,520 SY	1.25	90,650.00
0006	1308000000-E	607	MILLING ASPHALT PAVEMENT, **** TO ***** DEPTH (1-1/2" TO 2-1/2")	24,922 SY	1.30	32,398.60
0007	1330000000-E	607	INCIDENTAL MILLING	3,753 SY	2.42	9,082.26
0008	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	1,991 TON	42.86	85,334.26
0009	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	447 TON	42.16	18,845.52
0010	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	28,868 TON	33.71	973,140.28
0011	1523000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5C	3,344 TON	36.70	122,724.80
0012	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	1,837 TON	486.00	892,782.00
0013	1565000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	201 TON	540.00	108,540.00
0014	1704000000-E	SP	PATCHING EXISTING PAVEMENT	20,140 TON	74.42	1,498,818.80
0015	2830000000-N	858	ADJUSTMENT OF MANHOLES	45 EA	250.00	11,250.00
0016	2845000000-N	858	ADJUSTMENT OF METER BOXES OR VALVE BOXES	20 EA	225.00	4,500.00
0017	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	220,634 LF	0.30	66,190.20
0018	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	197,844 LF	0.40	79,137.60

Contract Item Sheets For C202538

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	26 LF	1.25	32.50
0020	4697000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 120 MILS)	1,390 LF	1.25	1,737.50
0021	4702000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (12", 120 MILS)	100 LF	1.25	125.00
0022	4705000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (16", 120 MILS)	450 LF	4.75	2,137.50
0023	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	1,183 LF	5.75	6,802.25
0024	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	60 EA	40.00	2,400.00
0025	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	163 EA	65.00	10,595.00
0026	4770000000-E	1205	COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (III)	1,000 LF	2.90	2,900.00
0027	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	62,947 LF	0.12	7,553.64
0028	4820000000-E	1205	PAINT PAVEMENT MARKING LINES (8")	740 LF	0.50	370.00
0029	4830000000-E	1205	PAINT PAVEMENT MARKING LINES (16")	350 LF	1.00	350.00
0030	4835000000-E	1205	PAINT PAVEMENT MARKING LINES (24")	651 LF	2.00	1,302.00
0031	4840000000-N	1205	PAINT PAVEMENT MARKING CHARACTER	8 EA	25.00	200.00
0032	4845000000-N	1205	PAINT PAVEMENT MARKING SYMBOL	45 EA	25.00	1,125.00
0033	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	1,877 EA	3.25	6,100.25
0034	6084000000-E	1660	SEEDING & MULCHING	25 ACR	1,390.00	34,750.00

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0035	7444000000-E	1725	INDUCTIVE LOOP SAWCUT	22,500 LF	3.49	78,525.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$4,474,348.51 ✓

**EXECUTION OF CONTRACT
NON-COLLUSION AFFIDAVIT, DEBARMENT CERTIFICATION AND GIFT BAN 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.

N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this procurement, you attest, for your entire organization and its employees or agents, that you are not aware that any such gift has been offered, accepted, or promised by any employees of your organization.

SIGNATURE OF CONTRACTOR

TRIANGLE GRADING AND PAVING, INC.
Full name of Corporation

P.O. DRAWER 2570, BURLINGTON, NC 27216-2570
Address as Prequalified

Attest *Bobby W. Stone*
Secretary/Assistant Secretary
Select appropriate title

By *R.G. Kirkpatrick, Jr.*
President/Vice President/Assistant Vice President
Select appropriate title

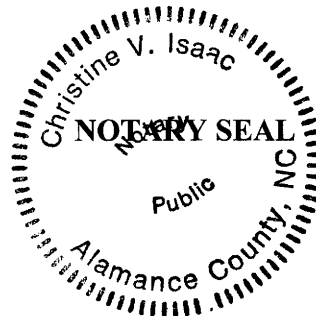
BOBBY W. STONE
Print or type Signer's name

R.G. KIRKPATRICK, JR.
Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

Subscribed and sworn to before me this the
18th day of February 2010
Christine V. Isaac
Signature of Notary Public
of Alamance County
State of North Carolina
My Commission Expires: 1/21/14



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 C202538

County (ies): Durham & Wake

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

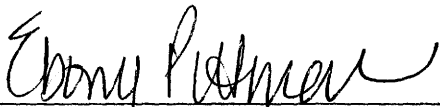


Contract Officer

2/23/10

Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract No. C202538
County Durham/Wake

(Rev 7-10-08)

Bond No. 6670461

CONTRACT PAYMENT BOND

Date of Payment Bond Execution February 18, 2010

Name of Principal Contractor Triangle Grading & Paving, Inc.

Name of Surety: Safeco Insurance Company of America

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

Amount of Bond: Four Million Four Hundred Seventy Four Thousand Three Hundred Forty Eight Dollars and 51/100 (\$4,474,348.51)

Contract ID No.: C202538

County Name: Durham/Wake

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. C202538
County Durham/Wake

(Rev 7-10-08)

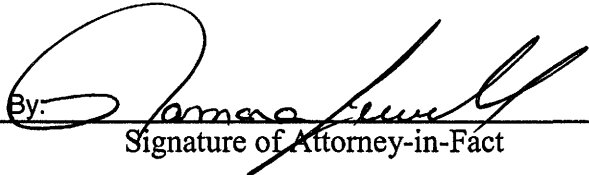
CONTRACT PAYMENT BOND


Affix Seal of Surety Company

Safeco Insurance Company of America
Print or type Surety Company Name

By Ramona Fewell
Print, stamp or type name of Attorney-in-Fact



By: 
Signature of Attorney-in-Fact
Surety Phone No.


Signature of Witness

Angela Yount
Print or type Witness's name

6230 Fairview Road, Suite 230
Charlotte, NC 28210
Address of Attorney-in-Fact

Contract No. C202538
County Durham/Wake

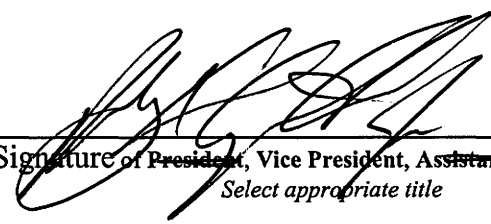
(Rev 7-10-08)

CONTRACT PAYMENT BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

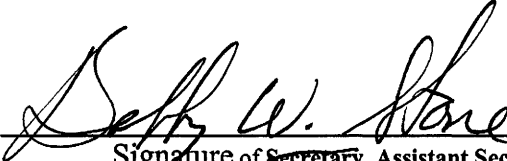
Triangle Grading & Paving, Inc.
Full name of Corporation

PO Drawer 2570, Burlington, NC 27216-2570
Address as prequalified

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

RS Kirkpatrick, Jr.
Print or type Signer's name

Affix Corporate Seal

Attest 
Signature of Secretary, Assistant Secretary
Select appropriate title

Bobby W. Stone
Print or type Signer's name

Contract No. C202538
County Durham/Wake

(Rev 7-10-08)

Bond No. 6670461

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: February 18, 2010

Name of Principal Contractor: Triangle Grading & Paving, Inc.

Name of Surety: Safeco Insurance Company of America

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

Amount of Bond: Four Million Four Hundred Seventy Four Thousand Three Hundred Forty Eight Dollars and 51/100 (\$4,474,348.51)

Contract ID No.: C202538

County Name: Durham/Wake

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. C202538
County Durham/Wake

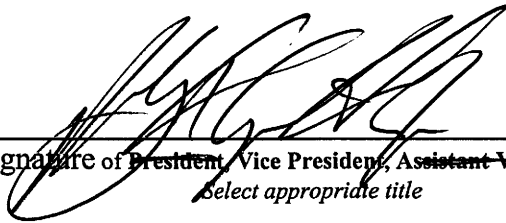
(Rev 7-10-08)

**CONTRACT PERFORMANCE BOND
CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

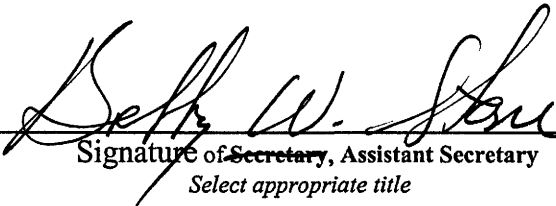
Triangle Grading & Paving, Inc.
Full name of Corporation

PO Drawer 2570, Burlington, NC 27216-2570
Address as prequalified

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

R. Kirkpatrick Jr.
Print or type Signer's name

Affix Corporate Seal

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

Bobby W Stone
Print or type Signer's name

POWER
OF ATTORNEY

No. _____

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

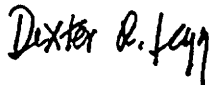
Ramona Fewell Charlotte, NC

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf the following surety bond:

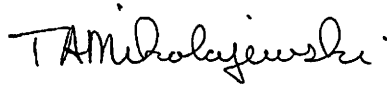
Surety Bond Number: 6670461
Principal: Triangle Grading & Paving, Inc.
Obligee: NCDOT
Amount of Bond: See Bond Form

IN WITNESS WHEREOF, **SAFECO INSURANCE COMPANY OF AMERICA** and **GENERAL INSURANCE COMPANY OF AMERICA** has executed and attested these presents

this _____ 18th _____ day of February _____, 2010



Dexter R. Legg, Secretary



Timothy A. Mikolajewski, Vice President

CERTIFICATE


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

"Article 8, Section 8.1 1. - 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 corporation fidelity and surety bonds and other documents of similar character issued by the corporation 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 corporation, 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."

I, Dexter R. Legg, Secretary of **SAFECO INSURANCE COMPANY OF AMERICA** and **GENERAL INSURANCE COMPANY OF AMERICA**, do hereby certify that the foregoing extracts of the By-Laws of this corporation, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws 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 _____ 18th _____ day of February _____, 2010



Dexter R. Legg, Secretary