

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

C202511

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C202511

WBS 5CR.10911.9, 5CR.20911.9, 5CR.20931.8 STATE FUNDED

COUNTY OF VANCE, WARREN
THIS IS THE ROADWAY CONTRACT
ROUTE NUMBER US 1 LENGTH 30.420 MILES
LOCATION 1 SECTION OF US-1 BUS, US-158 BUS, NC-39, AND 7 SECTIONS OF
SECONDARY ROADS.

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

BIDS OPENED JANUARY 19, 2010

CONTRACT EXECUTION FEB 17 2010

S. T. Wooten Corporation (3760).

Vendor 2 of 2 Vendors for Call Order 016 (Proposal ID C202511).

County: VANCE, WARREN

Address: PO Box 2408

Wilson, NC 27894

Phone Number: 252-291-5165

Signature Check: This bid has been properly signed by Richard_E._Vick_3760.

Time Bid Received: Tue Jan 19 12:43:14 2010

Bid Checksum: 699043AE

MBE GOAL SET 4.0

Amendment Count: 0

Bidding Errors: No bidding errors

Bid Total: \$2,775,179.29 ✓

MBE GOAL MET 4.1

Bond ID: SKEM-AQE9-JFV9-K1EA

Bond was Verified: Yes.

Bond Required Percent: 5.00%

WBE GOAL SET 4.0

Minimum Check Amount: \$138,758.96

Bid Security Maximum: \$

Bond Agency Name:

WBE GOAL MET 8.2

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	
8139 MB	SIMMONS PUBLIC UTILITY SITE-WOR 6545 DOTHAN ROAD , TABOR CITY, NC 28463		Sub	38,719.00	✓ arm
8857 MB	E ZURDO TRUCKING INC 302 INDIAN TRAIL , WENDELL, NC 27591		Sub	9,275.00	✓ arm
12702 MB	NEHRENZ ENTERPRISES 7001 CEDRIC DRIVE , RALEIGH, NC 27603		Sub	23,375.00	✓ arm
7624 MB	KENNETH L HOWARD DBA KL HOWARD 4037 LYN STREET , OXFORD, NC 27565		Sub	14,075.00	✓ arm
4939 MB	PETTIFORD TRUCKING 3260 HURDLE MILLS RD. , ROXBORO, NC 27574		Sub	7,500.00	✓ arm
6159 MB	BUSY BLACK TRUCKING LLC 5 CAT TAIL COURT , DURHAM, NC 27703		Sub	2,817.50	✓ arm
7412 MB	SCOTTS TRUCKING COMPANY 3525 PINKHAM WAY , RALEIGH, NC 27616		Sub	12,200.00	✓ arm
5856 MB	CHARLES SHAW DBA CLSHAW#1 P.O. BOX 542 , NORLINA, NC 27563		Sub	5,875.00	✓ arm
			TOTAL:	\$113,836.50	✓ arm 4.10%

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT	
12393 wb	ROYALS CONTRACTING, INC. 8601 BAREFOOT INDUSTRIAL RD , RALEIGH, NC 27617		Sub	228,657.00	✓ arm
			TOTAL:	\$228,657.00	✓ arm 8.24%

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)

NCDOT/berc

Vendor 3760's Load Output for Call 016, Letting L100119, 2010-01-19

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:

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BondID: SKEM-AQE9-JFV9-K1EA
 Surety Registry Agency: SurePathNetwork
 Verified?: Yes
 Surety Agency: Safeco Insurance Company of America
 Bond Execution Date: 1/19/2010
 Bond Amount: \$138,758.96 (Five Percent of Bid)

State of NC
 Dept of Transportation

Date: 12-22-09
 Revised:

Contract ID: C202511 Project(s): STATE FUNDED
 Letting Date: 01-19-10 Call Order: 016
 Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 ROADWAY ITEMS						
Alt Group						
0001	0000100000-N MOBILIZATIO N	LUMP		LUMP		135,000.00
0002	0106000000-E BORROW EXCAVATION	CY	991.000	17.50000		17,342.50
0003	1220000000-E INCIDENTAL STONE BASE	TON	635.000	30.00000		19,050.00
0004	1245000000-E SHOULDER RECONSTRUCTION	SMI	49.520	1,600.00000		79,232.00
0005	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	SY	62,452.000	0.80000		49,961.60
0006	1308000000-E MILLING ASPHALT PAVEMENT, ***"TO *****" DEPTH (0" TO 1-1/2")	SY	10,500.000	0.75000		7,875.00
0007	1330000000-E INCIDENTAL MILLING	SY	2,739.000	3.75000		10,271.25
0008	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	TON	640.000	43.00000		27,520.00
0009	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	TON	12,368.000	33.00000		408,144.00
0010	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	TON	19,729.000	32.00000		631,328.00

State of NC
 Dept of Transportation

Date: 12-22-09
 Revised:

Contract ID: C202511 Project(s): STATE FUNDED
 Letting Date: 01-19-10 Call Order: 016
 Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	2,051.000 TON	355.00000		728,105.00	
0012	1704000000-E PATCHING EXISTING PAVEMENT	2,860.000 TON	130.00000		371,800.00	
0013	2605000000-N CONCRETE WHEELCHAIR RAMPS	3.000 EA	1,000.00000		3,000.00	
0014	2815000000-N ADJUSTMENT OF DROP INLETS	1.000 EA	350.00000		350.00	
0015	2830000000-N ADJUSTMENT OF MANHOLES	27.000 EA	250.00000		6,750.00	
0016	2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES	35.000 EA	250.00000		8,750.00	
0017	4685000000-E THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	272,748.000 LF	0.31000		84,551.88	
0018	4686000000-E THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	241,716.000 LF	0.39000		94,269.24	
0019	4695000000-E THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	670.000 LF	1.00000		670.00	
0020	4705000000-E THERMOPLASTIC PAVEMENT MARKING LINES (16", 120 MILS)	250.000 LF	4.00000		1,000.00	
0021	4710000000-E THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	1,193.000 LF	5.00000		5,965.00	

State of NC
 Dept of Transportation

Date: 12-22-09
 Revised:

Contract ID: C202511 Project(s): STATE FUNDED
 Letting Date: 01-19-10 Call Order: 016
 Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0022	4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS)	10.000 EA	55.00000		550.00	
0023	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	135.000 EA	75.00000		10,125.00	
0024	4810000000-E PAINT PAVEMENT MARKING LINES (4")	94,244.000 LF	0.08000		7,539.52	
0025	4835000000-E PAINT PAVEMENT MARKING LINES (24")	50.000 LF	3.00000		150.00	
0026	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	1,896.000 EA	3.25000		6,162.00	
0027	6084000000-E SEEDING & MULCHING	29.500 ACR	1,250.00000		36,875.00	
0028	7444000000-E INDUCTIVE LOOP SAWCUT	5,670.000 LF	3.69000		20,922.30	
0029	7456000000-E LEAD-IN CABLE (***** (14-2)	800.000 LF	2.40000		1,920.00	
	Section 0001 Total				2,775,179.29	
	Bid Total				2,775,179.29	

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
 MBE COMMITMENT ITEMS

DATE: 12-22-09
 PAGE: 6

PROPOSAL: C202511
 LETTING: L100119 CALL: 016
 VENDOR: 3760 S. T. Wooten Corporation

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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MBE SUBCONTRACTOR: 8139 SIMMONS PUBLIC UTILITY SITE-WORK INC.
 Will Use Quote: Yes

0001	0000100000-N	MOBILIZATION LS		1.000	1844.00000	1844.00
0027	6084000000-E	SEEDING AND ACR		29.500	1250.00000	36875.00

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 38,719.00 ✓ am

MBE SUBCONTRACTOR: 8857 E ZURDO TRUCKING INC
 Will Use Quote: Yes

0003	1220000000-E	INCIDENTAL S TON		635.000	5.00000	3175.00
0002	0106000000-E	BORROW EXCAV CY		1.000	6100.00000	6100.00
Hauling borrow 100 hrs @ \$ 61.00/hour = \$ 6,100.00						

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 9,275.00 ✓ am

MBE SUBCONTRACTOR: 12702 NEHRENZ ENTERPRISES
 Will Use Quote: Yes

0005	1297000000-E	MILL ASP PVM SY		1.000	1875.00000	1875.00
Hauling Millings - 1,500 tns @ \$1.25/tn = \$1,875.00						
0010	1525000000-E	ASP CONC SUR TON		1.000	21500.00000	21500.00
Hauling Asphalt Mix - 3,000 tns @ \$2.50/tn = \$7,500.00; 2,000 tns @						

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 23,375.00 ✓ am

MBE SUBCONTRACTOR: 7624 KENNETH L HOWARD DBA KL HOWARD TRUCKING
 Will Use Quote: Yes

0005	1297000000-E	MILL ASP PVM SY		1.000	1875.00000	1875.00
Hauling Millings - 1,500 tns @ \$ 1.25/tn - \$1,875.00						
0010	1525000000-E	ASP CONC SUR TON		3000.000	2.50000	7500.00
Hauling asphalt mix						
0009	1519000000-E	ASP CONC SUR TON		2000.000	2.35000	4700.00
Hauling Asphalt Mix						

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 14,075.00 ✓ am

MBE SUBCONTRACTOR: 4939 PETTIFORD TRUCKING
 Will Use Quote: Yes

0010	1525000000-E	ASP CONC SUR TON		3000.000	2.50000	7500.00
Hauling Asphalt Mix						

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 7,500.00 ✓ am

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
 MBE COMMITMENT ITEMS

DATE:12-22-09
 PAGE: 7

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

MBE SUBCONTRACTOR: 6159 BUSY BLACK TRUCKING LLC
 Will Use Quote: Yes

0010	1525000000-E	ASP CONC SUR TON	1127.000	2.50000	2817.50
		Hauling Asphalt Mix			

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 2,817.50 ✓ am

MBE SUBCONTRACTOR: 7412 SCOTTS TRUCKING COMPANY
 Will Use Quote: Yes

0010	1525000000-E	ASP CONC SUR TON	3000.000	2.50000	7500.00
		Hauling Asphalt Mix			
0009	1519000000-E	ASP CONC SUR TON	2000.000	2.35000	4700.00
		Hauling Asphalt Mix			

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 12,200.00 ✓ am

MBE SUBCONTRACTOR: 5856 CHARLES SHAW DBA CLSHAW#1
 Will Use Quote: Yes

0009	1519000000-E	ASP CONC SUR TON	2500.000	2.35000	5875.00
		Hauling Asphalt Mix			

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 5,875.00

TOTAL MBE COMMITMENT FOR VENDOR:	Entered:	4.10% or	113836.50	✓ am
	Required:	4.00% or	111007.17	
			<GOAL MET>	

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
WBE COMMITMENT ITEMS

DATE: 12-22-09
PAGE: 8

PROPOSAL: C202511
LETTING: L100119 CALL: 016
VENDOR: 3760 S. T. Wooten Corporation

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

WBE SUBCONTRACTOR: 12393 ROYALS CONTRACTING, INC.							
Will Use Quote: Yes							
0012	1704000000-E	PATCHING EXI	TON	2860.000	79.95000	228657.00	✓ am
		Labor for patching					
WBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						228,657.00	

TOTAL WBE COMMITMENT FOR VENDOR:				Entered:	8.24% or	228657.00	✓ am
				Required:	4.00% or	111007.17	
						<GOAL MET>	

Contract Item Sheets For C202511

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	135,000.00	135,000.00
0002	0106000000-E	230	BORROW EXCAVATION	991 CY	17.50	17,342.50
0003	1220000000-E	545	INCIDENTAL STONE BASE	635 TON	30.00	19,050.00
0004	1245000000-E	SP	SHOULDER RECONSTRUCTION	49.52 SMI	1,600.00	79,232.00
0005	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	62,452 SY	0.80	49,961.60
0006	1308000000-E	607	MILLING ASPHALT PAVEMENT, **** TO ***** DEPTH (0" TO 1-1/2")	10,500 SY	0.75	7,875.00
0007	1330000000-E	607	INCIDENTAL MILLING	2,739 SY	3.75	10,271.25
0008	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	640 TON	43.00	27,520.00
0009	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	12,368 TON	33.00	408,144.00
0010	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	19,729 TON	32.00	631,328.00
0011	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	2,051 TON	355.00	728,105.00
0012	1704000000-E	SP	PATCHING EXISTING PAVEMENT	2,860 TON	130.00	371,800.00
0013	2605000000-N	848	CONCRETE WHEELCHAIR RAMPS	3 EA	1,000.00	3,000.00
0014	2815000000-N	858	ADJUSTMENT OF DROP INLETS	1 EA	350.00	350.00
0015	2830000000-N	858	ADJUSTMENT OF MANHOLES	27 EA	250.00	6,750.00
0016	2845000000-N	858	ADJUSTMENT OF METER BOXES OR VALVE BOXES	35 EA	250.00	8,750.00
0017	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	272,748 LF	0.31	84,551.88
0018	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	241,716 LF	0.39	94,269.24

Contract Item Sheets For C202511

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	670 LF	1.00	670.00
0020	4705000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (16", 120 MILS)	250 LF	4.00	1,000.00
0021	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	1,193 LF	5.00	5,965.00
0022	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	10 EA	55.00	550.00
0023	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	135 EA	75.00	10,125.00
0024	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	94,244 LF	0.08	7,539.52
0025	4835000000-E	1205	PAINT PAVEMENT MARKING LINES (24")	50 LF	3.00	150.00
0026	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	1,896 EA	3.25	6,162.00
0027	6084000000-E	1660	SEEDING & MULCHING	29.5 ACR	1,250.00	36,875.00
0028	7444000000-E	1725	INDUCTIVE LOOP SAWCUT	5,670 LF	3.69	20,922.30
0029	7456000000-E	1726	LEAD-IN CABLE (*****) (14-2)	800 LF	2.40	1,920.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$2,775,179.29 ✓

Contract Number C202511
County VANCE, WARREN

Rev 7-20-08

**EXECUTION OF CONTRACT
NON-COLLUSION AFFIDAVIT AND DEBARMENT CERTIFICATION
CORPORATION**

The Contractor being duly sworn, solemnly swears (or affirms) that neither he, nor any official, agent or employee has entered into any agreement, participated in any collusion, or otherwise taken any action which is in restraint of free competitive bidding in connection with this Contract, and that the Contractor intends to do the work with his own bonafide employees or subcontractors and did not bid for the benefit of another contractor.

By submitting this Execution of Contract, Non-Collusion affidavit and Debarment Certification, the Contractor is certifying his status under penalty of perjury under the laws of the United States in accordance with the Debarment Certification attached, provided that the Debarment Certification also includes any required statements concerning exceptions that are applicable.

SIGNATURE OF CONTRACTOR

S. T. WOOTEN CORPORATION

Full name of Corporation

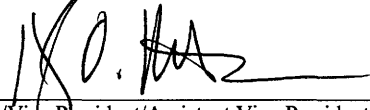
P. O. BOX 2408, WILSON, NORTH CAROLINA 27894

Address as Prequalified

Attest 
Secretary/Assistant Secretary
Select appropriate title

W. READE DAWSON

Print or type Signer's name

By 
President/Vice President/Assistant Vice President
Select appropriate title

HENRY D. BUTTS, JR.

Print or type Signer's name

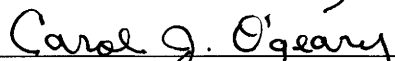
CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

2nd day of February 2010


Signature of Notary Public

of Pitt County

State of NORTH CAROLINA

My Commission Expires: 3/3/2010

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.

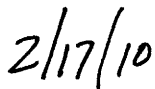
Contract No **C202511**

County (ies): **Vance & Warren**

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

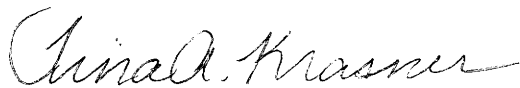


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Assistant Attorney General

Contract No. C202511
County VANCE, WARREN

CONTRACT PAYMENT BOND

Date of Payment Bond Execution February 8, 2010

Name of Principal Contractor S. T. Wooten Corporation

Name of Surety: Safeco Insurance Co. of America
2359 Perimeter Pointe Parkway, Suite 160
Charlotte, NC 28208

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

Amount of Bond: \$2,775,179.29

Contract ID No.: C202511

County Name: VANCE, WARREN

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. C202511
County VANCE, WARREN

CONTRACT PAYMENT BOND

Affix Seal of Surety Company

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

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

Debra S. Ritter
Signature of Attorney-in-Fact

Ramona Fewell
Signature of Witness

Ramona Fewell
Print or type Witness' Name

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

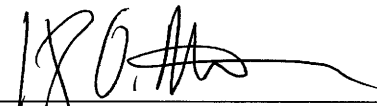
Contract No. C202511
County VANCE, WARREN

CONTRACT PAYMENT BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)


S. T. Wooten Corporation
Full name of Corporation

Post Office Box 2408; Wilson, North Carolina 27894-2408
Address as prequalified

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

HENRY D. BUTTS, JR.
Print or type Signer's name

Affix Corporate Seal

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

W. READE DAWSON
Print or type Signer's name

Contract No. C202511
County VANCE, WARREN

CONTRACT PERFORMANCE BOND

Date of Payment Bond Execution: February 8, 2010

Name of Principal Contractor: S. T. Wooten Corporation

Name of Surety: Safeco Insurance Co. of America
2359 Perimeter Pointe Parkway, Suite 160
Charlotte, NC 28208

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

Amount of Bond: \$2,775,179.29

Contract ID No.: C202511

County Name: VANCE, WARREN

KNOW ALL MEN BY THESE PRESENTS, That we, the PRINCIPAL CONTRACTOR (hereafter, PRINCIPAL) and SURETY above named, are held and firmly bound unto the above named Contracting Body, hereinafter called the Contracting Body, in the penal sum of the amount stated above for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH that whereas the principal entered into a certain contract with the Contracting Body, numbered as shown above and hereto attached:

NOW THEREFORE, if the principal shall well and truly perform and fulfill all the undertakings, covenants, terms, conditions, and agreements of said contract during the original term of said Contract and any extensions thereof that may be granted by the Contracting Body, with or without notice to the Surety, and during the life of any guaranty required under the contract, and shall also well and truly perform and fulfill all the undertakings, covenants, terms, conditions, and agreements of any and all duly authorized modifications of said contract that may hereafter be made, notice of which modifications to the surety being hereby waived, then this obligation to be void; otherwise to remain in full force and virtue.

IN WITNESS WHEREOF, the above-bound parties have executed this instrument under their several seals on the date indicated above, the name and corporate seal of each corporate party being hereto affixed and these presents duly signed by it undersigned representative, pursuant to authority of its governing body.

Contract No. C202511
County VANCE, WARREN

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

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

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

Debra S. Ritter
Signature of Attorney-in-Fact

Ramona Fewell
Signature of witness

Ramona Fewell
Print or type Witness' Name

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

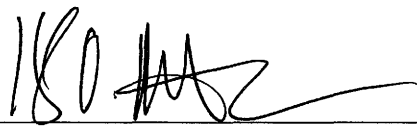
Contract No. C202511
County VANCE, WARREN

**CONTRACT PERFORMANCE BOND
CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)


S. T. Wooten Corporation
Full name of Corporation

Post Office Box 2408; Wilson, North Carolina 27894-2408
Address as prequalified

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

HENRY D. BUTTS, JR.
Print or type Signer's name

Affix Corporate Seal

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

W. READE DAWSON
Print or type Signer's name



POWER OF ATTORNEY

Safeco Insurance Company of America
General Insurance Company of America
1001 4th Avenue
Suite 1700
Seattle, WA 98154

No. 12642

KNOW ALL BY THESE PRESENTS:

That SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA, each a Washington corporation, does each hereby appoint

*****RAMONA FEWELL; RAYMOND J. GARRUTO; BRAD W. GIBSON; MARTIN D. PALLAZZA; DEBRA S. RITTER; ANGELA M. YOUNT; Charlotte, North Carolina*****

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA have each executed and attested these presents

this 21st day of March, 2009

[Signature of Dexter R. Legg]

[Signature of Timothy A. Mikolajewski]

Dexter R. Legg, Secretary

Timothy A. Mikolajewski, Vice President

CERTIFICATE

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

"Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business... On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

Extract from a Resolution of the Board of Directors of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
(ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
(iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, Dexter R. Legg, Secretary of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 8th day of February, 2010



[Signature of Dexter R. Legg]

Dexter R. Legg, Secretary