

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

C202759

CONTRACT AND  
CONTRACT BONDS

FOR CONTRACT NO. C202759

WBS 2CR.10521.3 STATE FUNDED

COUNTY OF JONES  
THIS IS THE ROADWAY CONTRACT  
ROUTE NUMBER NC 58 LENGTH 9.000 MILES  
LOCATION NC-58 FROM 0.9 MI SOUTH OF LENOIR/JONES COUNTY LINE TO  
NC-41.

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

BIDS OPENED APRIL 19, 2011  
CONTRACT EXECUTION MAY 17 2011

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

**Vendor 3 of 3 Vendors for Call Order 005 (Proposal ID C202759).**

County: JONES  
Address: PO Box 2408  
3801 Black Creek Rd  
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 Apr 19 13:31:32 2011

Bid Checksum: 0AFACCD5

Amendment Count: 0 MBE GOAL SET 3.0

Bidding Errors: This bid contains errors.

Bid Total: \$3,040,310.55 ✓ MBE GOAL MET 3.1

Bond ID: 83UA-B191-HKPC-WFPB

Bond was Verified: Yes.

Bond Required Percent: 5.00% WBE GOAL SET 3.0

Minimum Check Amount: \$152,015.53

Bid Security Maximum: \$

Bond Agency Name: WBE GOAL OBT 1.5

Agency Execution Date: 4/19/2011

Surety Name: Liberty Mutual Insurance Company

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.



NCDOT/berc

Vendor 3760's Load Output for Call 005, Letting L110419, 2011-04-19

Bid Bond Data Info - Contractor Responses:

=====

BondID: 83UA-B191-HKPC-WFPB  
Surety Registry Agency SurePathNetwork  
Verified?. Yes  
Surety Agency. Liberty Mutual Insurance Company  
Bond Execution Date: 4/19/2011  
Bond Amount: \$152,015.53 (Five Percent of Bid)

State of NC  
 Dept of Transportation  
 Contract ID C202759 Project(s) STATE FUNDED  
 Letting Date: 04-19-11 Call Order 005  
 Bidder 3760 - S. T. Wooten Corporation

Date. 03-21-11  
 Revised:

| Line No. | Item Description | Approx. Quantity and Units | Unit Price |     | Bid Amount |     |
|----------|------------------|----------------------------|------------|-----|------------|-----|
|          |                  |                            | Dollars    | Cts | Dollars    | Cts |

Section 0001 ROADWAY ITEMS

Alt Group

|      |   |      |            |             |  |              |
|------|---|------|------------|-------------|--|--------------|
| 0001 | 0000100000-N MOBILIZATIO<br>N   | LUMP |            | LUMP        |  | 150,000.00   |
| 0002 | 0106000000-E BORROW<br>EXCAVATION                                       | CY   | 1,080.000  | 26.00000    |  | 28,080.00    |
| 0003 | 1220000000-E INCIDENTAL<br>STONE BASE                                   | TON  | 10.000     | 80.00000    |  | 800.00       |
| 0004 | 1245000000-E SHOULDER<br>RECONSTRUCTION                                 | SMI  | 18.000     | 2,100 00000 |  | 37,800.00    |
| 0005 | 1489000000-E ASPHALT<br>CONC BASE COURSE, TYPE<br>B25.0B                | TON  | 7,311.000  | 43.00000    |  | 314,373.00   |
| 0006 | 1498000000-E ASPHALT<br>CONC INTERMEDIATE<br>COURSE, TYPE I19 0B        | TON  | 23,346.000 | 38 50000    |  | 898,821.00   |
| 0007 | 1519000000-E ASPHALT<br>CONC SURFACE COURSE,<br>TYPE S9.5B              | TON  | 13,721.000 | 37.75000    |  | 517,967.75   |
| 0008 | 1560000000-E ASPHALT<br>BINDER FOR PLANT MIX,<br>GRADE PG 64-22         | TON  | 2,235.000  | 450.00000   |  | 1,005,750.00 |
| 0009 | 4685000000-E THERMOPLAST<br>IC PAVEMENT MARKING LINES<br>(4", 90 MILS)  | LF   | 96,840.000 | 0.47000     |  | 45,514.80    |
| 0010 | 4686000000-E THERMOPLAST<br>IC PAVEMENT MARKING LINES<br>(4", 120 MILS) | LF   | 59,400.000 | 0.53000     |  | 31,482.00    |
| 0011 | 4905000000-N SNOWPLOWABL<br>E PAVEMENT MARKERS                          | EA   | 66.000     | 35.00000    |  | 2,310.00     |

State of NC  
 Dept of Transportation

Date: 03-21-11  
 Revised

Contract ID. C202759      Project(s): STATE FUNDED  
 Letting Date. 04-19-11    Call Order. 005  
 Bidder 3760 - S. T. Wooten Corporation

| Line No.           | Item Description                    | Approx. Quantity and Units | Unit Price  |     | Bid Amount |              |
|--------------------|-------------------------------------|----------------------------|-------------|-----|------------|--------------|
|                    |                                     |                            | Dollars     | Cts | Dollars    | Ct           |
| 0012               | 6000000000-E TEMPORARY SILT FENCE   | 500.000<br>LF              | 1.99000     |     | 995.00     |              |
| 0013               | 6012000000-E SEDIMENT CONTROL STONE | 2.000<br>TON               | 60.00000    |     | 120.00     |              |
| 0014               | 6071010000-E WATTLE                 | 100.000<br>LF              | 5.37000     |     | 537.00     |              |
| 0015               | 6084000000-E SEEDING & MULCHING     | 3.000<br>ACR               | 1,920.00000 |     | 5,760.00   |              |
| Section 0001 Total |                                     |                            |             |     |            | 3,040,310.55 |
| Bid Total          |                                     |                            |             |     |            | 3,040,310.55 |

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: 03-21-11  
 PAGE: 5

PROPOSAL: C202759  
 LETTING: L110419 CALL: 005  
 VENDOR: 3760 S. T. Wooten Corporation

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

MBE SUBCONTRACTOR: 4720 MILITARY & FEDERAL CONSTRUCTION CO., INC  
 Will Use Quote: Yes

|      |              |   |          |          |          |
|------|--------------|---|----------|----------|----------|
| 0006 | 1498000000-E | ASP CONC INT TON                                      | 9000.000 | 6.00000  | 54000.00 |
| 0005 | 1489000000-E | ASP CONC BAS TON                                      | 3000.000 | 10.00000 | 30000.00 |
|      |              | Haul stockpile to New Bern from Fountain.             |          |          |          |
| 0007 | 1519000000-E | ASP CONC SUR TON                                      | 9000.000 | 1.25000  | 11250.00 |
|      |              | Haul stockpile from New Bern Quarry to New Bern Plant |          |          |          |

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: -----  
95,250.00

✓ arm

|                                  |           |            |          |
|----------------------------------|-----------|------------|----------|
| TOTAL MBE COMMITMENT FOR VENDOR: | Entered:  | 3.13% or   | 95250.00 |
|                                  | Required: | 3.00% or   | 91209.32 |
|                                  |           | <GOAL MET> |          |

✓ arm



## Contract Item Sheets For C202759

| Line #               | ItemNumber   | Sec # | Description   | Quantity Unit  | Unit Bid Price | Amount Bid   |
|----------------------|--------------|-------|---|----------------|----------------|--------------|
| <b>ROADWAY ITEMS</b> |              |       |   |                |                |              |
| 0001                 | 0000100000-N | 800   | MOBILIZATION  | Lump Sum<br>LS | 150,000.00     | 150,000.00   |
| 0002                 | 0106000000-E | 230   | BORROW EXCAVATION                                   | 1,080<br>CY    | 26.00          | 28,080.00    |
| 0003                 | 1220000000-E | 545   | INCIDENTAL STONE BASE                               | 10<br>TON      | 80.00          | 800.00       |
| 0004                 | 1245000000-E | SP    | SHOULDER RECONSTRUCTION                             | 18<br>SMI      | 2,100.00       | 37,800.00    |
| 0005                 | 1489000000-E | 610   | ASPHALT CONC BASE COURSE, TYPE B25.0B               | 7,311<br>TON   | 43.00          | 314,373.00   |
| 0006                 | 1498000000-E | 610   | ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B       | 23,346<br>TON  | 38.50          | 898,821.00   |
| 0007                 | 1519000000-E | 610   | ASPHALT CONC SURFACE COURSE, TYPE S9.5B             | 13,721<br>TON  | 37.75          | 517,967.75   |
| 0008                 | 1560000000-E | 620   | ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22        | 2,235<br>TON   | 450.00         | 1,005,750.00 |
| 0009                 | 4685000000-E | 1205  | THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)  | 96,840<br>LF   | 0.47           | 45,514.80    |
| 0010                 | 4686000000-E | 1205  | THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS) | 59,400<br>LF   | 0.53           | 31,482.00    |
| 0011                 | 4905000000-N | 1253  | SNOWPLOWABLE PAVEMENT MARKERS                       | 66<br>EA       | 35.00          | 2,310.00     |
| 0012                 | 6000000000-E | 1605  | TEMPORARY SILT FENCE                                | 500<br>LF      | 1.99           | 995.00       |
| 0013                 | 6012000000-E | 1610  | SEDIMENT CONTROL STONE                              | 2<br>TON       | 60.00          | 120.00       |
| 0014                 | 6071010000-E | SP    | WATTLE  | 100<br>LF      | 5.37           | 537.00       |
| 0015                 | 6084000000-E | 1660  | SEEDING & MULCHING                                  | 3<br>ACR       | 1,920.00       | 5,760.00     |

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$3,040,310.55

Contract Number C202759  
County JONES

Rev 4-19-11

**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**

S. T. WOOTEN CORPORATION

Full name of Corporation

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

Address as Prequalified

Attest

W. Reade Dawson

Secretary/Assistant Secretary

Select appropriate title

By

Gregory N. Nelson

President/Vice President/Assistant Vice President

Select appropriate title

W. READE DAWSON

Print or type Signer's name

GREGORY N. NELSON

Print or type Signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

Subscribed and sworn to before me this the

3<sup>rd</sup> day of May 2011.

Debra J. Brewer

Signature of Notary Public

of Sabaston County

State of NC

My Commission Expires: 2-05-2013

**NOTARY SEAL**

## 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**      **C202759**

**County (ies):**    **Jones**

**ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION**



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

5/17/11

\_\_\_\_\_  
**Date**

**Execution of Contract and Bonds  
Approved as to Form:**



\_\_\_\_\_  
**Assistant Attorney General**

Contract No. C202759  
 County JONES

Rev 4-19-11

### CONTRACT PAYMENT BOND

Date of Payment Bond Execution May 5, 2011

Name of Principal Contractor S. T. Wooten Corporation

Name of Surety: Liberty Mutual Insurance Company

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

Amount of Bond: \$3,040,310.55

Contract ID No.: C202759

County Name: Jones

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. C202759  
County JONES

Rev 4-19-11

**CONTRACT PAYMENT BOND**

*Affix Seal of Surety Company*

Liberty Mutual Insurance Company

\_\_\_\_\_  
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 Signer's name

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

Contract No.  
County

C202759

JONES

Rev 4-19-11

**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 Gregory N. Nelson  
Signature of ~~President, Vice President, Assistant Vice President~~  
Select appropriate title

Gregory N. Nelson

\_\_\_\_\_  
Print or type Signer's name

*Affix Corporate Seal*

Attest W. Reade Dawson  
Signature of ~~Secretary, Assistant Secretary~~  
Select appropriate title

W. Reade Dawson

\_\_\_\_\_  
Print or type Signer's name

Contract No. C202759  
County JONES

Rev 4-19-11

### CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: May 5, 2011

Name of Principal Contractor: S. T. Wooten Corporation

Name of Surety: Liberty Mutual Insurance Company

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

Amount of Bond: \$3,040,310.55

Contract ID No.: C202759

County Name: Jones

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. C202759  
County JONES

Rev 4-19-11

**CONTRACT PERFORMANCE BOND**

*Affix Seal of Surety Company*

Liberty Mutual Insurance Company  
\_\_\_\_\_  
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 Signer's name

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

Contract No. C202759  
County JONES

Rev 4-19-11

**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 Gregory N. Nelson  
Signature of ~~President, Vice President, Assistant Vice President~~  
Select appropriate title

Gregory N. Nelson

\_\_\_\_\_  
Print or type Signer's name

*Affix Corporate Seal*

Attest W. Reade Dawson  
Signature of ~~Secretary, Assistant Secretary~~  
Select appropriate title

W. Reade Dawson

\_\_\_\_\_  
Print or type Signer's name

THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

LIBERTY MUTUAL INSURANCE COMPANY
BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Liberty Mutual Insurance Company (the "Company"), a Massachusetts stock insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint
RAYMOND J. GARRUTO, DEBRA S. RITTER, RAMONA FEWELL, MARTIN D. PALLAZZA, BRAD W. GIBSON, ANGELA M. YOUNT, ALL OF THE CITY OF CHARLOTTE, STATE OF NORTH CAROLINA.....

, each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations in the penal sum not exceeding FIVE HUNDRED MILLION AND 00/100..... DOLLARS (\$ 500,000,000.00.....) each, and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

That this power is made and executed pursuant to and by authority of the following By-law and Authorization:

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

By the following instrument the chairman or the president has authorized the officer or other official named therein to appoint attorneys-in-fact:

Pursuant to Article XIII, Section 5 of the By-Laws, Garnet W. Elliott, Assistant Secretary of Liberty Mutual Insurance Company, is hereby authorized to appoint such attorneys-in-fact as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

That the By-law and the Authorization set forth above are true copies thereof and are now in full force and effect.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this 1st day of November, 2010

LIBERTY MUTUAL INSURANCE COMPANY

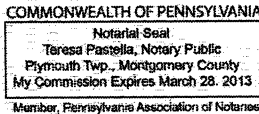
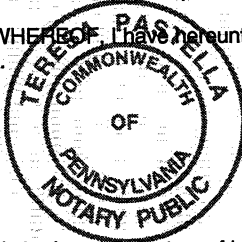


By Garnet W. Elliott
Garnet W. Elliott, Assistant Secretary

COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 1st day of November, 2010, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



By Teresa Pastella
Teresa Pastella, Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of Liberty Mutual Insurance Company, do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this certificate; and I do further certify that the officer or official who executed the said power of attorney is an Assistant Secretary specially authorized by the chairman or the president to appoint attorneys-in-fact as provided in Article XIII, Section 5 of the By-laws of Liberty Mutual Insurance Company.

This certificate and the above power of attorney may be signed by facsimile or mechanically reproduced signatures under and by authority of the following vote of the board of directors of Liberty Mutual Insurance Company at a meeting duly called and held on the 12th day of March, 1980.

VOTED that the facsimile or mechanically reproduced signature of any assistant secretary of the company, wherever appearing upon a certified copy of any power of attorney issued by the company in connection with surety bonds, shall be valid and binding upon the company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 5th day of May, 2011



By David M. Carey
David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

