

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

C202790

CONTRACT AND  
CONTRACT BONDS

FOR CONTRACT NO. C202790

WBS 41880.3.1 STPIMS-040-2(139)67

T.I.P NO. W-5117

COUNTY OF MCDOWELL  
THIS IS THE ROADWAY CONTRACT  
ROUTE NUMBER I 40 LENGTH 0.729 MILES  
LOCATION I-40 FROM THE BUNCOMBE COUNTY LINE TO US-70.

CONTRACTOR MAYMEAD, INC.  
ADDRESS P.O. BOX 911  
MOUNTAIN CITY, TN 376830911

BIDS OPENED JUNE 21, 2011  
CONTRACT EXECUTION JUL 2 5 2011

**Maymead, Inc. (2905).**

**Vendor 1 of 5 Vendors for Call Order 009 (Proposal ID C202790).**

County: MCDOWELL  
Address: P.O. Box 911  
Mountain City, TN 37683

Phone Number: 423-727-2000

Signature Check: This bid has been properly signed by Wiley\_B\_Roark\_2905.

Time Bid Received: Tue Jun 21 11:56:57 2011

Bid Checksum: 01006C62 DBE GOAL SET 5.0

Amendment Count: 0

Bidding Errors: No bidding errors DBE GOAL MET 5.4

Bid Total: \$1,312,040.90 ✓

Bond ID: SNC11809096

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$65,602.04

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 6/6/2011 4:07:00 PM

Surety Name: Travelers Casualty and Surety Company of Ame

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT	
3080	WB CURTIN TRUCKING & DRAINAGE, INC POST OFFICE BOX 38220 , CHARLOTTE, NC 282781003		Sub 70,312.50	✓ arm
		TOTAL:	\$70,312.50 5.36%	✓ arm

Miscellaneous Data Info - Contractor Responses:  
=====

NON-COLLUSION AND DEBARMENT CERTIFICATION

Explanation of the prospective bidder that is unable to certify to any of the statements in this certification:

Explanation:  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED

AWARD LIMITS ON MULTIPLE PROJECTS

By answering YES to this statement, the bidder acknowledges that they are using the award limits on multiple projects. No

It is the desire of the Bidder to be awarded contracts, the value of which will not exceed a total of NOT ANSWERED for those projects indicated herein, for which bids will be opened on (MM/DD/YY)

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	

Bid Bond Data Info - Contractor Responses:  
=====

BondID: SNC11809096  
Surety Registry Agency: surety2000  
Verified?: Yes  
Surety Agency: Travelers Casualty and Surety Company of America  
Bond Execution Date: 6/6/2011 4:07:00 PM  
Bond Amount: \$65,602.04 (Five Percent of Bid)

State of NC  
Dept of Transportation

Date: 05-23-11  
Revised:

Contract ID: C202790

Project(s): STPIMS-040-2(139)67

Letting Date: 06-21-11 Call Order: 009

Bidder: 2905 - Maymead, 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 MOBILIZATION	LUMP				46,000.00
0002	0022000000-E UNCLASSIFIED EXCAVATION	CY	320.000	30.00000		9,600.00
0003	0038000000-E SHALLOW UNDERCUT	CY	220.000	15.00000		3,300.00
0004	0080000000-E CLASS IV SUBGRADE STABILIZATION	TON	420.000	33.00000		13,860.00
0005	0156000000-E REMOVAL OF EXISTING ASPHALT PAVEMENT	SY	653.000	10.00000		6,530.00
0006	0196000000-E FABRIC FOR SOIL STABILIZATION	SY	330.000	4.00000		1,320.00
0007	1011000000-N FINE GRADING	LUMP				11,000.00
0008	1121000000-E AGGREGATE BASE COURSE	TON	323.000	31.50000		10,174.50
0009	1308000000-E MILLING ASPHALT PAVEMENT, ***"TO *****" DEPTH (0" TO 3")	SY	3,080.000	5.00000		15,400.00
0010	1491000000-E ASPHALT CONC BASE COURSE, TYPE B25.0C	TON	140.000	85.00000		11,900.00
0011	1503000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0C	TON	120.000	85.00000		10,200.00

State of NC  
Dept of Transportation

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Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C	510.000 TON	85.00000		43,350.00	
0013	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	15.000 TON	635.00000		9,525.00	
0014	1565000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	35.000 TON	635.00000		22,225.00	
0015	1840000000-E MILLED RUMBLE STRIPS (ASPHALT CEMENT CONCRETE)	7,750.000 LF	1.70000		13,175.00	
0016	1847000000-E *****" PORT CEM CONC PAVEMENT, THROUGH LANES (WITH DOWELS) (9-1/2")	140.000 SY	150.00000		21,000.00	
0017	2703000000-E CONCRETE BARRIER, TYPE ***** (IV)	240.000 LF	120.00000		28,800.00	
0018	2703000000-E CONCRETE BARRIER, TYPE ***** (SINGLE SLOPE)	3,500.000 LF	95.00000		332,500.00	
0019	2710000000-N CONCRETE BARRIER TRANSITION SECTION	4.000 EA	11,500.00000		46,000.00	
0020	2752000000-E GENERIC PAVING ITEM REMOVAL OF EXISTING CONCRETE MEDIAN BARRIER	2,902.000 LF	10.50000		30,471.00	
0021	2752000000-E GENERIC PAVING ITEM REMOVAL OF EXISTING CONCRETE MEDIAN BARRIER (W/ H-PILES)	1,188.000 LF	28.00000		33,264.00	
0022	3435000000-N GENERIC GUARDRAIL ITEM MEDIAN BARRIER MOVABLE GATE	3.000 EA	43,000.00000		129,000.00	

State of NC  
Dept of Transportation

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Letting Date: 06-21-11 Call Order: 009

Bidder: 2905 - Maymead, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0023	4400000000-E WORK ZONE SIGNS (STATIONARY)	SF 1,385.000	8.00000		11,080.00	
0024	4405000000-E WORK ZONE SIGNS (PORTABLE)	SF 643.000	10.00000		6,430.00	
0025	4415000000-N FLASHING ARROW PANELS, TYPE C	EA 4.000	3,200.00000		12,800.00	
0026	4420000000-N CHANGEABLE MESSAGE SIGN	EA 4.000	11,000.00000		44,000.00	
0027	4430000000-N DRUMS	EA 206.000	46.00000		9,476.00	
0028	4465000000-N TEMPORARY CRASH CUSHIONS	EA 2.000	6,500.00000		13,000.00	
0029	4470000000-N RESET TEMPORARY CRASH CUSHIONS	EA 4.000	2,500.00000		10,000.00	
0030	4480000000-N TMIA	EA 4.000	12,000.00000		48,000.00	
0031	4485000000-E PORTABLE CONCRETE BARRIER	LF 8,940.000	19.95000		178,353.00	
0032	4500000000-E RESET PORTABLE CONCRETE BARRIER	LF 5,260.000	4.85000		25,511.00	
0033	4510000000-N LAW ENFORCEMENT	HR 300.000	50.00000		15,000.00	
0034	4688000000-E THERMOPLASTIC PAVEMENT MARKING LINES (6", 90 MILS)	LF 13,820.000	0.95000		13,129.00	

State of NC  
Dept of Transportation

Date: 05-23-11

Revised:

Contract ID: C202790

Project(s): STPIMS-040-2(139)67

Letting Date: 06-21-11 Call Order: 009

Bidder: 2905 - Maymead, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0035	4775000000-E COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (6") (IV)	27,020.000 LF	1.92000		51,878.40	
0036	4815000000-E PAINT PAVEMENT MARKING LINES (6")	27,640.000 LF	0.35000		9,674.00	
0037	4855000000-E REMOVAL OF PAVEMENT MARKING LINES (6")	13,820.000 LF	1.00000		13,820.00	
0038	6012000000-E SEDIMENT CONTROL STONE	5.000 TON	50.00000		250.00	
0039	6030000000-E SILT EXCAVATION	7.000 CY	25.00000		175.00	
0040	6042000000-E 1/4" HARDWARE CLOTH	116.000 LF	7.50000		870.00	
	Section 0001 Total				1,312,040.90	
	Bid Total				1,312,040.90	

NON-COLLUSION AND DEBARMENT CERTIFICATION

The bidder certifies that neither he, nor any official, agent or employee of the bidder has entered into any agreement, participated in any collusion, or otherwise taken any action which is in restraint of free competitive bidding in connection with this bid, and that the bidder intends to do the work with its own bonafide employees or subcontractors and is not bidding for the benefit of another contractor. In addition, submitting this electronic bid constitutes the bidder's certification of Status under penalty of perjury under the laws of the United States and in accordance with the Debarment Certification on file with the Department.

By submitting this bid, the bidder certifies to the best of his knowledge and belief that he and his principals:

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

Where the prospective bidder is unable to certify to any of the statements in this certification, the bidder shall submit an explanation in the blanks provided herein. The explanation will not necessarily result in denial of participation in a contract.

Explanation:  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED

If the prequalified bidder's status changes, he shall immediately submit a new fully executed non-collusion affidavit and debarment certification with an explanation of the change to the Contract Office prior to submitting the bid.

Failure to furnish a certification or an explanation will be grounds for rejection of a bid



AWARD LIMITS ON MULTIPLE PROJECTS

By answering YES to this statement, the bidder acknowledges that they are using the award limits on multiple projects. No

A bidder who desires to bid on more than one project on which bids are to be opened on the same date, and who also desires to avoid receiving an award of more projects than he is equipped to handle, may bid on any number of projects but may limit the total amount of work awarded to him on selected projects by completing the AWARD LIMITS ON MULTIPLE PROJECTS.

The Award Limits on Multiple Projects must be filled in on each project bid for which the Bidder desires protection.

It is the desire of the Bidder to be awarded contracts, the value of which will not exceed a total of NOT ANSWERED for those projects indicated herein, for which bids will be opened on (MM/DD/YY)

The Award Limits shall apply to the following projects:

Contract Number	County
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	
NOT ANSWERED	

It is agreed that if I am (we are) the low Bidder(s) on indicated projects, the total value of which is more than the above stipulated award limits, the Board of Transportation will award me (us) projects from among those indicated that have a total value not to exceed the award limit and will result in the lowest total bids to the Department of Transportation.

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
 DBE COMMITMENT ITEMS

DATE:05-23-11  
 PAGE: 7

PROPOSAL: C202790  
 LETTING: L110621 CALL: 009  
 VENDOR: 2905 Maymead, Inc.

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

DBE SUBCONTRACTOR: 3080 CURTIN TRUCKING & DRAINAGE, INC.  
 Will Use Quote: Yes

0031	4485000000-E	PORT CONC BA LF	3750.000	18.75000	70312.50	✓ arm
					-----	
		DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:			70,312.50	
		DBE COMMITMENT TOTAL FOR VENDOR (SubContractor )			70,312.	

TOTAL DBE COMMITMENT FOR VENDOR:	Entered:	5.36% or	70312.50	✓ arm
	Required:	5.00% or	65602.04	
			<GOAL MET>	

## Contract Item Sheets For C202790

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	46,000.00	46,000.00
0002	0022000000-E	225	UNCLASSIFIED EXCAVATION	320 CY	30.00	9,600.00
0003	0038000000-E	SP	SHALLOW UNDERCUT	220 CY	15.00	3,300.00
0004	0080000000-E	SP	CLASS IV SUBGRADE STABILIZATION	420 TON	33.00	13,860.00
0005	0156000000-E	250	REMOVAL OF EXISTING ASPHALT PAVEMENT	653 SY	10.00	6,530.00
0006	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	330 SY	4.00	1,320.00
0007	1011000000-N	500	FINE GRADING	Lump Sum LS	11,000.00	11,000.00
0008	1121000000-E	520	AGGREGATE BASE COURSE	323 TON	31.50	10,174.50
0009	1308000000-E	607	MILLING ASPHALT PAVEMENT, **** TO *****" DEPTH (0" TO 3")	3,080 SY	5.00	15,400.00
0010	1491000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0C	140 TON	85.00	11,900.00
0011	1503000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0C	120 TON	85.00	10,200.00
0012	1523000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5C	510 TON	85.00	43,350.00
0013	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	15 TON	635.00	9,525.00
0014	1565000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	35 TON	635.00	22,225.00
0015	1840000000-E	665	MILLED RUMBLE STRIPS (ASPHALT CEMENT CONCRETE)	7,750 LF	1.70	13,175.00
0016	1847000000-E	710	***** PORT CEM CONC PAVEMENT, THROUGH LANES (WITH DOWELS) (9-1/2")	140 SY	150.00	21,000.00
0017	2703000000-E	854	CONCRETE BARRIER, TYPE ***** (IV)	240 LF	120.00	28,800.00

## Contract Item Sheets For C202790

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0018	2703000000-E	854	CONCRETE BARRIER, TYPE ***** (SINGLE SLOPE)	3,500 LF	95.00	332,500.00
0019	2710000000-N	854	CONCRETE BARRIER TRANSITION SECTION	4 EA	11,500.00	46,000.00
0020	2752000000-E	SP	GENERIC PAVING ITEM REMOVAL OF EXISTING CONCRETE MEDIAN BARRIER	2,902 LF	10.50	30,471.00
0021	2752000000-E	SP	GENERIC PAVING ITEM REMOVAL OF EXISTING CONCRETE MEDIAN BARRIER (W/ H-PILES)	1,188 LF	28.00	33,264.00
0022	3435000000-N	SP	GENERIC GUARDRAIL ITEM MEDIAN BARRIER MOVABLE GATE	3 EA	43,000.00	129,000.00
0023	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	1,385 SF	8.00	11,080.00
0024	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	643 SF	10.00	6,430.00
0025	4415000000-N	1115	FLASHING ARROW PANELS, TYPE C	4 EA	3,200.00	12,800.00
0026	4420000000-N	1120	CHANGEABLE MESSAGE SIGN	4 EA	11,000.00	44,000.00
0027	4430000000-N	1130	DRUMS	206 EA	46.00	9,476.00
0028	4465000000-N	1160	TEMPORARY CRASH CUSHIONS	2 EA	6,500.00	13,000.00
0029	4470000000-N	1160	RESET TEMPORARY CRASH CUSHIONS	4 EA	2,500.00	10,000.00
0030	4480000000-N	1165	TMIA	4 EA	12,000.00	48,000.00
0031	4485000000-E	1170	PORTABLE CONCRETE BARRIER	8,940 LF	19.95	178,353.00
0032	4500000000-E	1170	RESET PORTABLE CONCRETE BAR- RIER	5,260 LF	4.85	25,511.00
0033	4510000000-N	SP	LAW ENFORCEMENT	300 HR	50.00	15,000.00
0034	4688000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (6", 90 MILS)	13,820 LF	0.95	13,129.00

## Contract Item Sheets For C202790

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0035	4775000000-E	1205	COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (6") (IV)	27,020 LF	1.92	51,878.40
0036	4815000000-E	1205	PAINT PAVEMENT MARKING LINES (6")	27,640 LF	0.35	9,674.00
0037	4855000000-E	1205	REMOVAL OF PAVEMENT MARKING LINES (6")	13,820 LF	1.00	13,820.00
0038	6012000000-E	1610	SEDIMENT CONTROL STONE	5 TON	50.00	250.00
0039	6030000000-E	1630	SILT EXCAVATION	7 CY	25.00	175.00
0040	6042000000-E	1632	1/4" HARDWARE CLOTH	116 LF	7.50	870.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,312,040.90

1142/Jul01/Q121075/D118513100000/E40

Contract No. C202790  
County McDowell

Rev. 7-12-10

**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, that the Contractor has not been convicted of violating N.C.G.S. § 133-24 within the last three years, and that the Contractor intends to do the work with its 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**

Maymead, Inc.

Full name of Corporation

P. O. Box 911, Mountain City, TN 37683

Address as Prequalified

Attest May M. Roark  
Secretary/Assistant Secretary  
Select appropriate title

May M. Roark

Print or type Signer's name

By B. K. Mount  
President/Vice President/Assistant President  
Select appropriate title

B. K. Mount

Print or type Signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

Subscribed and sworn to before me this the

14th day of July 2011

Donna K. Hammons

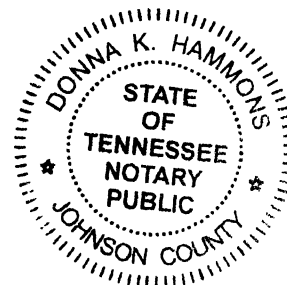
Signature of Notary Public

**NOTARY SEAL**

of Johnson County

State of Tennessee

My Commission Expires: 01/26/14



## DEBARMENT CERTIFICATION

### Conditions for certification:

1. The prequalified bidder shall provide immediate written notice to the Department if at any time the bidder learns that his certification was erroneous when he submitted his debarment certification or explanation filed 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 prequalified bidder 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 prequalified bidder 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 prequalified bidder 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 bidder 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 6 herein, the Department may terminate any contract if the bidder 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 prequalified 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.
- e. Will submit a revised Debarment Certification immediately if his status changes and will show in his bid proposal an explanation for the change in status.

If the prequalified bidder 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 prequalified bidder's bid being considered non-responsive.

Check here if an explanation is attached to this certification.



**Contract No**     **C202790**

**County (ies):**   **McDowell**

**ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION**

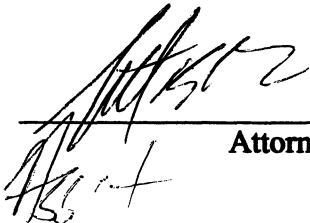


\_\_\_\_\_  
Contract Officer



\_\_\_\_\_  
Date

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



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

Contract No.  
County

C202790  
McDowell

Rev 2-1-10

Bond No. 105581237

### CONTRACT PAYMENT BOND

Date of Payment Bond Execution July 14, 2011

Name of Principal Contractor Maymead, Inc.

Name of Surety: Travelers Casualty and Surety Company of America

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

Amount of Bond: \$1,312,040.90

Contract ID No.: C202790

County Name: McDowell

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. C202790  
County McDowell

Rev 2-1-10

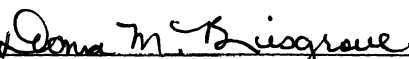
**CONTRACT PAYMENT BOND**

*Affix Seal of Surety Company*

Travelers Casualty and Surety Company of America  
Print or type Surety Company Name

By Susan E. Wachter  
Print, stamp or type name of Attorney-in-Fact

  
Signature of Attorney-in-Fact

  
Signature of Witness

Donna M. Bisgrove  
Print or type Signer's name

One Tower Square  
Hartford, CT 06183  
Address of Attorney-in-Fact

Contract No.  
County

C202790  
McDowell

Rev 2-1-10

**CONTRACT PAYMENT BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

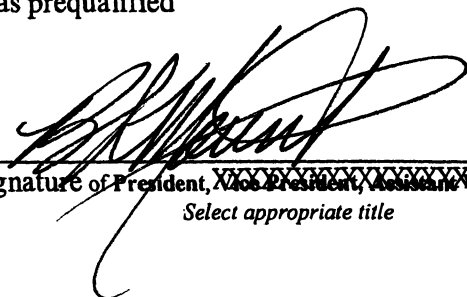
Maymead, Inc.

Full name of Corporation

P. O. Box 911, Mountain City, TN 37683

Address as prequalified

By



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

B. K. Mount

Print or type Signer's name

*Affix Corporate Seal*

Attest

May M. Roark  
Signature of Secretary, ~~Assistant Secretary~~  
Select appropriate title

May M. Roark

Print or type Signer's name



POWER OF ATTORNEY

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

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

Attorney-In Fact No. 218956

Certificate No. 004205155

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

A. Whitfield Smith Jr., Donna M. Bisgrove, Laurie Daugherty, R.C. Moore III, Robert A. Quicke, Jr., Susan E. Wachter, and Kaylyn Holshu

of the City of Richmond, State of Virginia, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 26th day of July, 2007

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

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



State of Connecticut
City of Hartford ss.

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

On this the 26th day of July, 2007, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 2011.



[Signature]
Marie C. Tetreault, Notary Public

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

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

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

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

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

I, Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 14th day of July, 20 11.

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

  
Kori M. Johanson, Assistant Secretary



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

Contract No.  
County

C202790  
McDowell

Rev 2-1-10

Bond No. 105581237

**CONTRACT PERFORMANCE BOND**

Date of Performance Bond Execution: July 14, 2011

Name of Principal Contractor: Maymead, Inc.

Name of Surety: Travelers Casualty and Surety Company of America

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

Amount of Bond: \$1,312,040.90

Contract ID No.: C202790

County Name: McDowell

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.  
County

C202790  
McDowell

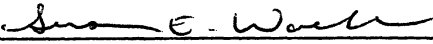
Rev 2-1-10


**CONTRACT PERFORMANCE BOND**

*Affix Seal of Surety Company*

Travelers Casualty and Surety Company of America  
Print or type Surety Company Name

By Susan E. Wachter  
Print, stamp or type name of Attorney-in-Fact

  
Signature of Attorney-in-Fact

  
Signature of Witness

Donna M. Bisgrove  
Print or type Signer's name

One Tower Square  
Hartford, CT 06183  
Address of Attorney-in-Fact



Contract No.  
County

C202790  
McDowell

Rev 2-1-10

**CONTRACT PERFORMANCE BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

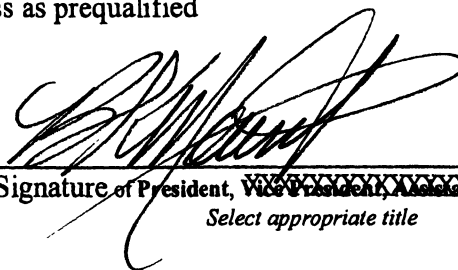
Maymead, Inc.

Full name of Corporation

P. O. Box 911, Mountain City, TN 37683

Address as prequalified

By



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

B. K. Mount

Print or type Signer's name

*Affix Corporate Seal*

Attest



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

May M. Roark

Print or type Signer's name



POWER OF ATTORNEY

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

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

Attorney-In Fact No. 218956

Certificate No. 004205154

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

A. Whitfield Smith Jr., Donna M. Bisgrove, Laurie Daugherty, R.C. Moore III, Robert A. Quicke, Jr., Susan E. Wachter, and Kaylyn Holshu

of the City of Richmond, State of Virginia, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 26th day of July, 2007.

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

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



State of Connecticut
City of Hartford ss.

By: George W. Thompson, Senior Vice President

On this the 26th day of July, 2007, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal. My Commission expires the 30th day of June, 2011.



Marie C. Tetreault
Marie C. Tetreault, Notary Public

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

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

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

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

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

I, Kori M. Johanson, the undersigned, Assistant Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 14th day of July, 20 11

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

*Kori M. Johanson*  
Kori M. Johanson, Assistant Secretary



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