

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

C201999

CONTRACT AND
CONTRACT BONDS

FOR CONTRACT NO. C201999

WBS 4CR.10511.11, 4CR.20511.13 STATE FUNDED

COUNTY OF JOHNSTON
THIS IS THE ROADWAY CONTRACT
ROUTE NUMBER US 70 LENGTH 49.430 MILES
LOCATION 2 SECTIONS OF US-70, 1 SECTION OF US-301, NC-50, NC-27,
NC-210, NC-231 & 35 SECTIONS OF SECONDARY ROADS.

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

BIDS OPENED FEBRUARY 19, 2008
CONTRACT EXECUTION MAR 25 2008

S. T. Wooten Corporation (3760).

Vendor 2 of 2 Vendors for Call Order 005 (Proposal ID C201999).

County: JOHNSTON

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 Feb 19 12:49:07 2008

Bid Checksum: 887CA3F7

Amendment Count: 0

Bidding Errors: This bid contains errors.

Bid Total: \$3,389,150.22 ✓

Bond ID: WHUE-A1UW-EQSJ-XXFU

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$169,457.51

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 2/19/08

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.

MBE GOAL SET - 3.0 %

WBE GOAL SET - 4.0 %

MBE GOAL MET - 3.1 %

WBE GOAL DBT - 1.9 %

LIST OF MBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
5997	MEN'S TRUCKING INC 113 LEE TRACE DRIVE , SMITHFIELD, NC 27577		Sub	41,000.00
5472	GARCIAS TRUCKING 1149 PLEASANT RIDGE RD , GREENSBORO, NC 27409		Sub	8,750.00
5878	LARRY D. JONES DBA K & L TRUCKI 114 S. CARROLL STREET , WILSON, NC 27893		Sub	8,750.00
6232	DON JEFFERIES DBA DON JEFFERIES 631 AVERY ST , GARNER, NC 27529		Sub	44,750.00
			TOTAL:	\$103,250.00 3.05%

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
2446	HAROLD A. PURYEAR TRUCKING CO. 5844 LEASE LANE , RALEIGH, NC 27617		Sub	51,235.80
3765	STAY ALERT SAFETY SERVICES INC POST OFFICE BOX 467 , KERNERSVILLE, NC 27285		Sub	11,650.00
1968	MURRAY ENTERPRISES, INC. 1231 SHAMROCK DRIVE , BURLINGTON, NC 27215		Sub	960.00
			TOTAL:	\$63,845.80 1.88%

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	

NCDOT/berc

Vendor 3760's Load Output for Call 005, Letting L080219, 2008-02-19

NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

Bid Bond Data Info - Contractor Responses:

=====

BondID: WHUE-A1UW-EQSJ-XXFU
Surety Registry Agency: SurePathNetwork
Verified?: Yes
Surety Agency: SAFECO INSURANCE COMPANY OF AMERICA
Bond Execution Date: 2/19/08
Bond Amount: \$169,457.51 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 01-22-08
Revised:

Contract ID: C201999 Project(s): STATE FUNDED
Letting Date: 02-19-08 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
Section 0001 ROADWAY ITEMS						
0001	0000100000-N MOBILIZATIO N	LUMP	LUMP			100,000.00
0002	1308000000-E MILLING ASPHALT PAVEMENT, ***"TO *****" DEPTH (0" TO 1")	SY	12,800.000	1.30000		16,640.00
0003	1330000000-E INCIDENTAL MILLING	SY	22,900.000	1.50000		34,350.00
0004	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	TON	50.000	45.00000		2,250.00
0005	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	TON	17,106.000	36.00000		615,816.00
0006	1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C	TON	10,454.000	37.00000		386,798.00
0007	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	TON	25,747.000	37.00000		952,639.00
0008	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	TON	2,700.000	360.00000		972,000.00
0009	1565000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	TON	627.000	370.00000		231,990.00
0010	2830000000-N ADJUSTMENT OF MANHOLES	EA	39.000	350.00000		13,650.00
0011	2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES	EA	14.000	300.00000		4,200.00

State of NC
Dept of Transportation

Date: 01-22-08
Revised:

Contract ID: C201999 Project(s): STATE FUNDED
Letting Date: 02-19-08 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	4415000000-N FLASHING ARROW PANELS, TYPE C	EA 1.000	2,500.00000		2,500.00	
0013	4420000000-N CHANGEABLE MESSAGE SIGN	EA 1.000	5,000.00000		5,000.00	
0014	4480000000-N TMIA	EA 1.000	5,000.00000		5,000.00	
0015	4810000000-E PAINT PAVEMENT MARKING LINES (4")	LF 132,607.000	0.11000		14,586.77	
0016	4815000000-E PAINT PAVEMENT MARKING LINES (6")	LF 139,833.000	0.15000		20,974.95	
0017	4820000000-E PAINT PAVEMENT MARKING LINES (8")	LF 2,550.000	0.90000		2,295.00	
0018	4825000000-E PAINT PAVEMENT MARKING LINES (12")	LF 1,930.000	0.90000		1,737.00	
0019	4835000000-E PAINT PAVEMENT MARKING LINES (24")	LF 514.000	2.75000		1,413.50	
0020	4845000000-N PAINT PAVEMENT MARKING SYMBOL	EA 145.000	30.00000		4,350.00	
0021	7444000000-E INDUCTIVE LOOP SAWCUT	LF 200.000	4.80000		960.00	
Section 0001 Total						3,389,150.22
Bid Total						3,389,150.22

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	

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.

Fuel Price Adjustment Opt-Out Clause

Bidders have the option to accept or reject Fuel Price Adjustments in accordance with the requirements of Article 109-8 Fuel Price Adjustments and the provisions in the contract. To indicate the choice, the bidder shall enter an X in one of the blocks below.

The bidder will not be permitted to change the option after the bid is accepted.

Enter X in one box only:

Yes, the bidder accepts fuel price adjustments for this project in accordance with Article 109-8.

No, the bidder declines fuel price adjustments for this project.

In the event the bidder does not enter an X in either box, the bidder will receive fuel adjustments for the items shown in the contract.

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
 MBE COMMITMENT ITEMS

DATE: 01-22-08
 PAGE: 6

PROPOSAL: C201999
 LETTING: L080219 CALL: 005
 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: 5997 MEN'S TRUCKING INC
 Will Use Quote: Yes

0005	1519000000-E	ASP CONC SUR	TON	7000.000	3.00000	21000.00
	Haul asphalt to various maps at an average unit price.					
0007	1525000000-E	ASP CONC SUR	TON	8000.000	2.50000	20000.00
	Haul asphalt to various maps at an average unit price.					

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 41,000.00
 MBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 41,000.00 ✓

MBE SUBCONTRACTOR: 5472 GARCIAS TRUCKING
 Will Use Quote: Yes

0007	1525000000-E	ASP CONC SUR	TON	3500.000	2.50000	8750.00
	Haul asphalt to various maps at an average unit price.					

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 8,750.00
 MBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 8,750.00 ✓

MBE SUBCONTRACTOR: 5878 LARRY D. JONES DBA K & L TRUCKING
 Will Use Quote: Yes

0007	1525000000-E	ASP CONC SUR	TON	3500.000	2.50000	8750.00
	Haul asphalt to various maps at an average unit price.					

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 8,750.00
 MBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 8,750.00 ✓

MBE SUBCONTRACTOR: 6232 DON JEFFERIES DBA DON JEFFERIES TRUCKING
 Will Use Quote: Yes

0005	1519000000-E	ASP CONC SUR	TON	7000.000	3.00000	21000.00
	Haul asphalt to various maps at an average unit price.					
0007	1525000000-E	ASP CONC SUR	TON	7000.000	2.50000	17500.00
	Haul asphalt to various maps at an average unit price.					
0006	1523000000-E	ASP CONC SUR	TON	2500.000	2.50000	6250.00

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 44,750.00
 MBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 44,750.00 ✓

TOTAL MBE COMMITMENT FOR VENDOR: Entered: 3.05% or 103250.00
 Required: 3.00% or 101674.51
 <GOAL MET>

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
WBE COMMITMENT ITEMS

DATE: 01-22-08
PAGE: 7

PROPOSAL: C201999
LETTING: L080219 CALL: 005
VENDOR: 3760 S. T. Wooten Corporation

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

WBE SUBCONTRACTOR: 2446 HAROLD A. PURYEAR TRUCKING CO.
Will Use Quote: Yes

0008	1560000000-E	ASP FOR PLAN TON	2700.000	15.40000	41580.00
0009	1565000000-E	ASP FOR PLAN TON	627.000	15.40000	9655.80

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 51,235.80
WBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 51,235.80 ✓

WBE SUBCONTRACTOR: 3765 STAY ALERT SAFETY SERVICES INC
Will Use Quote: Yes

0001	0000100000-N	MOBILIZATION LS	1.000	11650.00000	11650.00
Install and remove stationary construction signs.					

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 11,650.00
WBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 11,650.00 ✓

WBE SUBCONTRACTOR: 1968 MURRAY ENTERPRISES, INC.
Will Use Quote: Yes

0021	7444000000-E	INDUCTIVE LO LF	200.000	4.80000	960.00
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WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 960.00
WBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 960.00 ✓

TOTAL WBE COMMITMENT FOR VENDOR: Entered: 1.88% or 63845.80
 Required: 4.00% or 135566.01
 <GOAL NOT MET>

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	100,000.00	100,000.00
0002	1308000000-E	607	MILLING ASPHALT PAVEMENT, **** TO ***** DEPTH (0" TO 1")	12,800 SY	1.30	16,640.00
0003	1330000000-E	607	INCIDENTAL MILLING	22,900 SY	1.50	34,350.00
0004	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	50 TON	45.00	2,250.00
0005	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	17,106 TON	36.00	615,816.00
0006	1523000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5C	10,454 TON	37.00	386,798.00
0007	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	25,747 TON	37.00	952,639.00
0008	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	2,700 TON	360.00	972,000.00
0009	1565000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	627 TON	370.00	231,990.00
0010	2830000000-N	858	ADJUSTMENT OF MANHOLES	39 EA	350.00	13,650.00
0011	2845000000-N	858	ADJUSTMENT OF METER BOXES OR VALVE BOXES	14 EA	300.00	4,200.00
0012	4415000000-N	1115	FLASHING ARROW PANELS, TYPE C	1 EA	2,500.00	2,500.00
0013	4420000000-N	1120	CHANGEABLE MESSAGE SIGN	1 EA	5,000.00	5,000.00
0014	4480000000-N	1165	TMIA	1 EA	5,000.00	5,000.00
0015	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	132,607 LF	0.11	14,586.77
0016	4815000000-E	1205	PAINT PAVEMENT MARKING LINES (6")	139,833 LF	0.15	20,974.95
0017	4820000000-E	1205	PAINT PAVEMENT MARKING LINES (8")	2,550 LF	0.90	2,295.00
0018	4825000000-E	1205	PAINT PAVEMENT MARKING LINES (12")	1,930 LF	0.90	1,737.00

Contract Item Sheets For C201999

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	4835000000-E	1205	PAINT PAVEMENT MARKING LINES (24")	514 LF	2.75	1,413.50
0020	4845000000-N	1205	PAINT PAVEMENT MARKING SYMBOL	145 EA	30.00	4,350.00
0021	7444000000-E	1725	INDUCTIVE LOOP SAWCUT	200 LF	4.80	960.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$3,389,150.22

Contract Number C201999
County Johnston

Rev 02-17-04

**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
Print or type full name of Corporation

P.O. Box 2408, Wilson, NC 27894
Address as Prequalified

Attest W. Reade Dawson By [Signature]
~~Secretary/Assistant Secretary~~ ~~President/Vice President/Assistant Vice President~~
Delete inappropriate title *Delete inappropriate title*

W. Reade Dawson
Print or type signer's name

George H. Reaves
Print or type signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the
18th day of MARCH 2008

Carol J. O'geary
Signature of Notary Public

of Pitt County

State of NORTH CAROLINA

My Commission Expires: 3/3/2010

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

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.

Contract Number C201999
County Johnston

Rev 02-17-04

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.

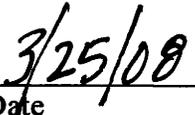
Contract No: C201999

County: Johnston

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

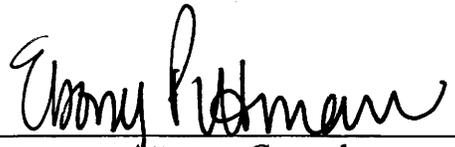


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract No. C201999
County Johnston County

Rev 02-13-04

Bond No. 6547132

CONTRACT PAYMENT BOND

Date of Payment:
Bond Execution: March 19, 2008

Name of Principal:
Contractor S. T. Wooten Corporation
Post Office Box 2408 Wilson, NC 27894-2408

Name of Surety: Safeco Insurance Company of America
2359 Perimeter Pte Parkway Suite 160 Charlotte, NC 28209

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

Amount of Bond: Three Million Three Hundred Eighty Nine Thousand One Hundred Fifty Dollars and 22/100 (\$3,389,150.22)

Contract ID No.: C201999

County Name(s): Johnston County

KNOW ALL MEN BY THESE PRESENTS, That we, the 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-bounden 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. C201999
County Johnston County

Rev 02-13-04

CONTRACT PAYMENT BOND

Affix Seal of Surety Company

Safeco Insurance Company of America
Print or type Surety Company Name

By Bobbi D. Pendleton
Print, stamp or type name of Attorney-in-Fact

Bobbi D. Pendleton
Signature of Attorney-in-Fact

Brian P. Clair
Signature of witness

Brian P. Clair
Print or type witness' name



4000 CentreGreen Way Suite 250, Cary, NC 27513
Address of Attorney-in-Fact

Contract No.: C201999
County: JOHNSTON

Rev 02-13-04

CONTRACT PAYMENT BOND

CORPORATION

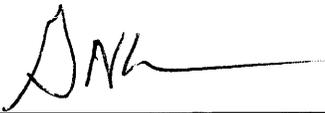
SIGNATURE OF CONTRACTOR (Principal)

S. T. WOOTEN CORPORATION

Print or type full name of Corporation

Post Office Box 2408; Wilson, North Carolina 27894-2408

Address as prequalified

By: 
Signature of Vice President

George H. Reaves
Print or type signer's name

Attest: 
Signature of Assistant Secretary

W. Reade Dawson
Print or type signer's name

Affix Corporate Seal

CONTRACT PERFORMANCE BOND

Date of Contract Performance

Bond Execution:

March 19, 2008

Name of Principal:

S. T. Wooten Corporation

Contractor

Post Office Box 2408 Wilson, NC 27894-2408

Name of Surety:

Safeco Insurance Company of America

2359 Perimeter Pte Parkway Suite 160 Charlotte, NC 28209

Name of Contracting Body:

North Carolina Department of Transportation

Raleigh, North Carolina

Amount of Bond:

Three Million Three Hundred Eighty Nine Thousand One Hundred Fifty Dollars and 22/100 (\$3,389,150.22)

Contract ID No.:

C201999

County Name(s):

Johnston County

KNOW ALL MEN BY THESE PRESENTS, That we, the 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-bounden 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 PERFORMANCE BOND

Affix Seal of Surety Company

Safeco Insurance Company of America
Print or type Surety Company Name

By Bobbi D. Pendleton
Attorney-in-Fact
Print, stamp, or type name of Attorney-in Fact

Bobbi D. Pendleton
Signature of Attorney-in-Fact

Brian P. Clair
Signature of witness

Brian P. Clair
Print or type witness' name



4000 CentreGreen Way Suite 250, Cary, NC 27513
Address of Attorney-in-Fact

Contract Number: C201999
County: JOHNSTON

Rev 02-13-04

CONTRACT PERFORMANCE BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

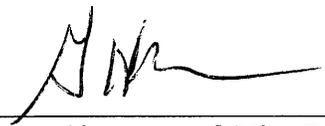
S. T. WOOTEN CORPORATION

Print full name of Corporation

Post Office Box 2408; Wilson, North Carolina 27894-2408

Address as prequalified

By: _____



Signature of Vice President

George H. Reaves

Print or type signer's name

Attest: _____



Signature of Assistant Secretary

W. Reade Dawson

Print or type signer's name

Affix Corporate Seal



POWER OF ATTORNEY

Safeco Insurance Company of America
General Insurance Company of America
Safeco Plaza
Seattle, WA 98185

No. 6547132

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

Bobbi D. Pendleton

Cary NC

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

Surety Bond Number: 6547132

Principal: S. T. Wooten Corporation

Obligee: North Carolina Department of Transportation

Amount of Bond: See Bond Form

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

this 19th day of March, 2008

Handwritten signature of Stephanie Daley-Watson

Handwritten signature of Tim Mikolajewski

STEPHANIE DALEY-WATSON, SECRETARY

TIM MIKOLAJEWSKI, SENIOR VICE-PRESIDENT, SURETY

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...

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."

Stephanie Daley-Watson, 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 19th day of March, 2008



Handwritten signature of Stephanie Daley-Watson

STEPHANIE DALEY-WATSON, SECRETARY

