

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

C202302

CONTRACT AND
CONTRACT BONDS

FOR CONTRACT NO. C202302

WBS 45041.3.ST1 STM-0078(4)

T.I.P NO. R-5141

COUNTY OF LEE

THIS IS THE ROADWAY CONTRACT

ROUTE NUMBER NC 78 LENGTH 2.450 MILES

LOCATION NC-78 FROM US-1 TO 0.37 MI EAST OF SR-1146.

CONTRACTOR S. T. WOOTEN CORPORATION

ADDRESS P.O. BOX 2408
WILSON, NC 278942408

BIDS OPENED JUNE 16, 2009

CONTRACT EXECUTION JUL 13 2009

S. T. Wooten Corporation (3760).

Vendor 3 of 3 Vendors for Call Order 018 (Proposal ID C202302).

County: LEE

Address: 3801 Black Creek Road
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 Jun 16 11:41:25 2009

Bid Checksum: 1F0CD2B4

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$1,383,886.65 ✓

Bond ID: DN4A-UKHV-5YYE-XB6C

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$69,194.33

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 6/16/2009

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.

DBE GOAL SET 11.0%
DBE GOAL MET 12.0%

LIST OF DBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE	AMOUNT
5248	INFRASTRUCTURE BUILDERS, INC PO BOZ 639 , ALAMANCE, NC 27201		Sub	92,570.50
3765	STAY ALERT SAFETY SERVICES INC POST OFFICE BOX 467 , KERNERSVILLE, NC 27285		Sub	2,050.00
3346	LINEBERRY, INC. POST OFFICE BOX 307 , CLIMAX, NC 27233		Sub	40,669.50
2976	CAROLINA ENVIRONMENTAL CONTRACT POST OFFICE BOX 1905 , MT. AIRY, NC 27030		Sub	13,670.40
2446	HAROLD A. PURYEAR TRUCKING CO. 5844 LEASE LANE , RALEIGH, NC 27617		Sub	16,742.00
			TOTAL:	\$165,702.40 11.97%

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: DN4A-UKHV-5YYE-XB6C
 Surety Registry Agency: SurePathNetwork

NCDOT/berc

Vendor 3760's Load Output for Call 018, Letting L090616, 2009-06-16

Verified?: Yes

Surety Agency: Safeco Insurance Company of America

Bond Execution Date: 6/16/2009

Bond Amount: \$69,194.33 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 05-20-09
Revised:

Contract ID: C202302
Letting Date: 06-16-09 Call Order: 018
Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 ROADWAY ITEMS						
Alt Group						
0001	0000100000-N MOBILIZATIO N	LUMP	LUMP			100,000.00
0002	0043000000-N GRADING	LUMP	LUMP			215,000.00
0003	0050000000-E SUPPLEMENTA RY CLEARING & GRUB-BING	ACR	1.000	100.00000		100.00
0004	0318000000-E FOUNDATION CONDITIONING MATE- RIAL, MINOR STRS	TON	283.000	31.50000		8,914.50
0005	0366000000-E 15" RC PIPE CULVERTS, CLASS III	LF	1,766.000	21.00000		37,086.00
0006	0372000000-E 18" RC PIPE CULVERTS, CLASS III	LF	658.000	24.00000		15,792.00
0007	0378000000-E 24" RC PIPE CULVERTS, CLASS III	LF	212.000	31.50000		6,678.00
0008	0390000000-E 36" RC PIPE CULVERTS, CLASS III	LF	8.000	70.00000		560.00
0009	0995000000-E PIPE REMOVAL	LF	2,105.000	8.00000		16,840.00
0010	1220000000-E INCIDENTAL STONE BASE	TON	540.000	25.00000		13,500.00
0011	1330000000-E INCIDENTAL MILLING	SY	310.000	10.00000		3,100.00

State of NC
Dept of Transportation

Date: 05-20-09
Revised:

Contract ID: C202302 Project(s): STM-0078(4)
Letting Date: 06-16-09 Call Order: 018
Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	1491000000-E ASPHALT CONC BASE COURSE, TYPE B25.0C	5,050.000 TON	36.50000		184,325.00	
0013	1503000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0C	3,590.000 TON	36.80000		132,112.00	
0014	1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C	6,235.000 TON	33.40000		208,249.00	
0015	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	386.000 TON	350.00000		135,100.00	
0016	1565000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	375.000 TON	370.00000		138,750.00	
0017	2253000000-E PIPE COLLARS	4.000 CY	900.00000		3,600.00	
0018	2286000000-N MASONRY DRAINAGE STRUCTURES	2.000 EA	1,150.00000		2,300.00	
0019	2364000000-N FRAME WITH TWO GRATES, STD 840.16	1.000 EA	450.00000		450.00	
0020	2396000000-N FRAME WITH COVER, STD 840.54	1.000 EA	350.00000		350.00	
0021	3649000000-E RIP RAP, CLASS B	37.000 TON	40.00000		1,480.00	
0022	3656000000-E FILTER FABRIC FOR DRAINAGE	104.000 SY	2.70000		280.80	
0023	4589000000-N GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	LUMP	LUMP		25,000.00	

State of NC
Dept of Transportation

Date: 05-20-09
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Contract ID: C202302 Project(s): STM-0078(4)
Letting Date: 06-16-09 Call Order: 018
Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	29,775.000 LF	0.34000		10,123.50	
0025	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	30,065.000 LF	0.43000		12,927.95	
0026	4695000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 90 MILS)	625.000 LF	1.50000		937.50	
0027	4697000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 120 MILS)	100.000 LF	1.50000		150.00	
0028	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	140.000 LF	5.00000		700.00	
0029	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	87.000 EA	70.00000		6,090.00	
0030	4770000000-E COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (III)	900.000 LF	2.46000		2,214.00	
0031	4810000000-E PAINT PAVEMENT MARKING LINES (4")	57,500.000 LF	0.12000		6,900.00	
0032	4850000000-E REMOVAL OF PAVEMENT MARKING LINES (4")	800.000 LF	0.70000		560.00	
0033	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	664.000 EA	4.50000		2,988.00	
0034	6000000000-E TEMPORARY SILT FENCE	7,680.000 LF	1.78000		13,670.40	

State of NC
Dept of Transportation

Date: 05-20-09
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Contract ID: C202302 Project(s): STM-0078(4)
Letting Date: 06-16-09 Call Order: 018
Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0035	6006000000-E STONE FOR EROSION CONTROL, CLASS A	50.000 TON	45.00000		2,250.00	
0036	6009000000-E STONE FOR EROSION CONTROL, CLASS B	440.000 TON	45.00000		19,800.00	
0037	6012000000-E SEDIMENT CONTROL STONE	200.000 TON	27.00000		5,400.00	
0038	6015000000-E TEMPORARY MULCHING	5.900 ACR	550.00000		3,245.00	
0039	6036000000-E MATTING FOR EROSION CONTROL	16,340.000 SY	1.20000		19,608.00	
0040	6038000000-E PERMANENT SOIL REINFORCEMENT MAT	1,375.000 SY	6.50000		8,937.50	
0041	6042000000-E 1/4" HARDWARE CLOTH	20.000 LF	10.00000		200.00	
0042	6071010000-E WATTLE	730.000 LF	4.50000		3,285.00	
0043	6071020000-E POLYACRYLAMIDE (PAM)	33.000 LB	18.00000		594.00	
0044	6071030000-E COIR FIBER BAFFLES	800.000 LF	6.00000		4,800.00	
0045	6084000000-E SEEDING & MULCHING	6.060 ACR	1,475.00000		8,938.50	
Section 0001 Total						1,383,886.65

State of NC
Dept of Transportation

Date: 05-20-09
Revised:

Contract ID: C202302 Project(s): STM-0078(4)
Letting Date: 06-16-09 Call Order: 018
Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
	Bid Total				1,383,886.65	

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: 05-20-09
PAGE: 8

PROPOSAL: C202302
LETTING: L090616 CALL: 018
VENDOR: 3760 S. T. Wooten Corporation

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

DBE SUBCONTRACTOR: 5248 INFRASTRUCTURE BUILDERS, INC
Will Use Quote: Yes

0004	0318000000-E	FND CONDIT M TON		283.000	31.50000	8914.50
0005	0366000000-E	15" RC PIPE LF		1766.000	21.00000	37086.00
0006	0372000000-E	18" RC PIPE LF		658.000	24.00000	15792.00
0007	0378000000-E	24" RC PIPE LF		212.000	31.50000	6678.00
0008	0390000000-E	36" RC PIPE LF		8.000	70.00000	560.00
0009	0995000000-E	PIPE REMOVAL LF		2105.000	8.00000	16840.00
0017	2253000000-E	PIPE COLLARS CY		4.000	900.00000	3600.00
0018	2286000000-N	MASNRY DRAIN EA		2.000	1150.00000	2300.00
0019	2364000000-N	FRAME W/2GRT EA		1.000	450.00000	450.00
0020	2396000000-N	FRAME W/COVE EA		1.000	350.00000	350.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 92,570.50
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 92,570.50 *ARM*

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

0001	0000100000-N	MOBILIZATION LS		1.000	2050.00000	2050.00
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DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 2,050.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 2,050.00 *ARM*

DBE SUBCONTRACTOR: 3346 LINEBERRY, INC.
Will Use Quote: Yes

0038	6015000000-E	TEMPORARY MU ACR		5.900	550.00000	3245.00
0039	6036000000-E	MATTING FOR SY		16340.000	1.20000	19608.00
0040	6038000000-E	PERM SOIL RE SY		1375.000	6.50000	8937.50
0041	6042000000-E	1/4" HARDWAR LF		20.000	10.00000	200.00
0042	6071010000-E	WATTLE LF		730.000	4.50000	3285.00
0043	6071020000-E	POLYACRYLAMI LB		33.000	18.00000	594.00
0044	6071030000-E	COIR FIBER B LF		800.000	6.00000	4800.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 40,669.50
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 40,669.50 *ARM*

DBE SUBCONTRACTOR: 2976 CAROLINA ENVIRONMENTAL CONTRACTING, INC.
Will Use Quote: Yes

0034	6000000000-E	TEMPORARY SI LF		7680.000	1.78000	13670.40
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DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 13,670.40
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 13,670.40 *ARM*

Contract Item Sheets For C202302

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	0043000000-N	226	GRADING	Lump Sum LS	215,000.00	215,000.00
0003	0050000000-E	226	SUPPLEMENTARY CLEARING & GRUB-BING	1 ACR	100.00	100.00
0004	0318000000-E	300	FOUNDATION CONDITIONING MATERIAL, MINOR STRS	283 TON	31.50	8,914.50
0005	0366000000-E	310	15" RC PIPE CULVERTS, CLASS III	1,766 LF	21.00	37,086.00
0006	0372000000-E	310	18" RC PIPE CULVERTS, CLASS III	658 LF	24.00	15,792.00
0007	0378000000-E	310	24" RC PIPE CULVERTS, CLASS III	212 LF	31.50	6,678.00
0008	0390000000-E	310	36" RC PIPE CULVERTS, CLASS III	8 LF	70.00	560.00
0009	0995000000-E	340	PIPE REMOVAL	2,105 LF	8.00	16,840.00
0010	1220000000-E	545	INCIDENTAL STONE BASE	540 TON	25.00	13,500.00
0011	1330000000-E	607	INCIDENTAL MILLING	310 SY	10.00	3,100.00
0012	1491000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0C	5,050 TON	36.50	184,325.00
0013	1503000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0C	3,590 TON	36.80	132,112.00
0014	1523000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5C	6,235 TON	33.40	208,249.00
0015	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	386 TON	350.00	135,100.00
0016	1565000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	375 TON	370.00	138,750.00
0017	2253000000-E	840	PIPE COLLARS	4 CY	900.00	3,600.00

Contract Item Sheets For C202302

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0018	2286000000-N	840	MASONRY DRAINAGE STRUCTURES	2 EA	1,150.00	2,300.00
0019	2364000000-N	840	FRAME WITH TWO GRATES, STD 840.16	1 EA	450.00	450.00
0020	2396000000-N	840	FRAME WITH COVER, STD 840.54	1 EA	350.00	350.00
0021	3649000000-E	876	RIP RAP, CLASS B	37 TON	40.00	1,480.00
0022	3656000000-E	876	FILTER FABRIC FOR DRAINAGE	104 SY	2.70	280.80
0023	4589000000-N	SP	GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	Lump Sum LS	25,000.00	25,000.00
0024	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	29,775 LF	0.34	10,123.50
0025	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	30,065 LF	0.43	12,927.95
0026	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	625 LF	1.50	937.50
0027	4697000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 120 MILS)	100 LF	1.50	150.00
0028	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	140 LF	5.00	700.00
0029	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	87 EA	70.00	6,090.00
0030	4770000000-E	1205	COLD APPLIED PLASTIC PAVEMENT MARKING LINES, TYPE ** (4") (III)	900 LF	2.46	2,214.00
0031	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	57,500 LF	0.12	6,900.00
0032	4850000000-E	1205	REMOVAL OF PAVEMENT MARKING LINES (4")	800 LF	0.70	560.00
0033	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	664 EA	4.50	2,988.00
0034	6000000000-E	1605	TEMPORARY SILT FENCE	7,680 LF	1.78	13,670.40

Contract Item Sheets For C202302

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0035	6006000000-E	1610	STONE FOR EROSION CONTROL, CLASS A	50 TON	45.00	2,250.00
0036	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	440 TON	45.00	19,800.00
0037	6012000000-E	1610	SEDIMENT CONTROL STONE	200 TON	27.00	5,400.00
0038	6015000000-E	1615	TEMPORARY MULCHING	5.9 ACR	550.00	3,245.00
0039	6036000000-E	1631	MATTING FOR EROSION CONTROL	16,340 SY	1.20	19,608.00
0040	6038000000-E	SP	PERMANENT SOIL REINFORCEMENT MAT	1,375 SY	6.50	8,937.50
0041	6042000000-E	1632	1/4" HARDWARE CLOTH	20 LF	10.00	200.00
0042	6071010000-E	SP	WATTLE	730 LF	4.50	3,285.00
0043	6071020000-E	SP	POLYACRYLAMIDE (PAM)	33 LB	18.00	594.00
0044	6071030000-E	SP	COIR FIBER BAFFLES	800 LF	6.00	4,800.00
0045	6084000000-E	1660	SEEDING & MULCHING	6.06 ACR	1,475.00	8,938.50
TOTAL AMOUNT OF BID FOR ENTIRE PROJECT						\$1,383,886.65

0805/Jun25/Q170006.96/D154280160000/E45

Contract Number C 202302
County Lee

Rev 7-20-08

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

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

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

SIGNATURE OF CONTRACTOR

S. T. Wooten Corporation
Full name of Corporation

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

Attest Richard E. Vick By Henry D. Butts, Jr.
~~Secretary/Assistant Secretary~~ ~~President/Vice President/Assistant Vice President~~
Select appropriate title Vice President Select appropriate title

Richard E. Vick
Print or type Signer's name

Henry D. Butts, JR.
Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

29th day of June 2009

Della S. Brewer
Signature of Notary Public

of Felton County

State of NC

My Commission Expires: 2-05-2013

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.

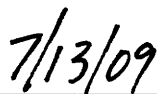
Contract No C202302

County (ies): Lee

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION




Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract No. C202302
County LEE

CONTRACT PAYMENT BOND

Date of Payment Bond Execution July 6, 2009

Name of Principal Contractor S. T. Wooten Corporation

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

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

Amount of Bond: \$1,383,886.65

Contract ID No.: C202302

County Name: LEE

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. C202302
County LEE

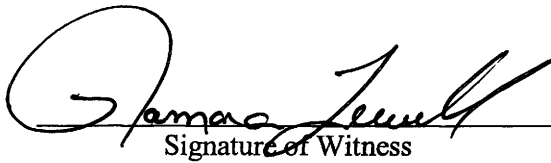
CONTRACT PAYMENT BOND

Affix Seal of Surety Company

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

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

Debra S. Ritter, Attorney-in-Fact
Signature of Attorney-in-Fact


Signature of Witness

Ramona Fewell
Print or type Witness' Name

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

Contract No. C202302
County LEE

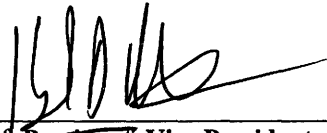
CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

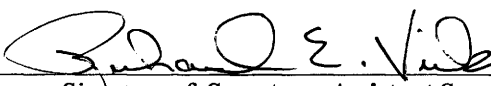
S. T. Wooten Corporation
Full name of Corporation

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

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

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

Affix Corporate Seal

Attest 
Signature of ~~Secretary, Assistant Secretary~~
Select appropriate title *Vice President*

RICHARD E. VICK
Print or type Signer's name

Contract No. C202302
County LEE

CONTRACT PERFORMANCE BOND

Date of Payment Bond Execution: July 6, 2009

Name of Principal Contractor: S. T. Wooten Corporation

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

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

Amount of Bond: \$1,383,886.65

Contract ID No.: C202302

County Name: LEE

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

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

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

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

Contract No. C202302
County LEE

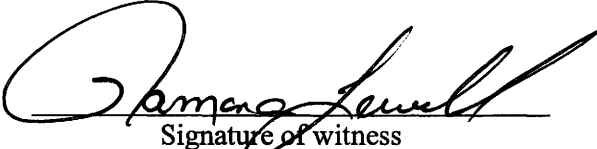
CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

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

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

Debra S. Ritter, Attorney-in-Fact
Signature of Attorney-in-Fact


Signature of witness

Ramona Fewell
Print or type Witness' Name

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

Contract No. C202302
County LEE

CONTRACT PERFORMANCE BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

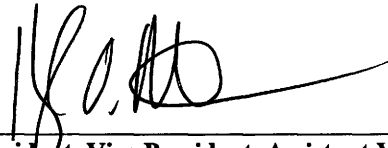
S. T. Wooten Corporation

Full name of Corporation

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

Address as prequalified

By:



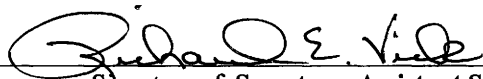
Signature of ~~President, Vice President, Assistant Vice President~~
Select appropriate title

HENRY D. BUTTS, JR.

Print or type Signer's name

Affix Corporate Seal

Attest


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

RICHARD E. VICK

Print or type Signer's name



POWER OF ATTORNEY

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

No. 12642

KNOW ALL BY THESE PRESENTS:

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

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

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

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

this 21st day of March, 2009

Dexter R. Legg

TAMIKOLAJEWSKI

Dexter R. Legg, Secretary

Timothy A. Mikolajewski, Vice President

CERTIFICATE

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

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

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

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

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

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

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

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

this 6th day of July, 2009



Dexter R. Legg

Dexter R. Legg, Secretary