

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

C202456

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C202456

WBS 42397.3.ST1 STM-095-2(114)100

T.I.P NO. I-5016

COUNTY OF JOHNSTON
THIS IS THE ROADWAY CONTRACT
ROUTE NUMBER I 95 LENGTH 7.300 MILES
LOCATION I-95 FROM NORTH OF US-70 (MP 99.8) TO US-301 (MP 107.1).

CONTRACTOR C C MANGUM COMPANY LLC
ADDRESS P.O. BOX 31768
RALEIGH, NC 27622

BIDS OPENED OCTOBER 20, 2009
CONTRACT EXECUTION NOV 20 2009

NCDOT/berc

Vendor 5072's Bid Information for Call 003, Letting L091020, 2009-10-20

C. C. Mangum Company, LLC (5072).

Vendor 3 of 3 Vendors for Call Order 003 (Proposal ID C202456).

DBE GOAL SET 5.0%

DBE GOAL MET 5.2%

County: JOHNSTON

Address: P. O. Box 31768

Raleigh, NC 27622

Signature Check: This bid has been properly signed by Thomas_T_Johnson_Jr_5072.

Time Bid Received: Tue Oct 20 13:36:00 2009

Bid Checksum: 9E5A82E8

Amendment Count: 1

Bidding Errors: No bidding errors.

Bid Total: \$2,073,600.20 ✓

Bond ID: L3NC-QAKP-CV55-PBB5

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$103,680.01

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 10/20/2009

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
2446	WB HAROLD A. PURYEAR TRUCKING CO. 5844 LEASE LANE , RALEIGH, NC 27617		Sub 78,266.10 VARM
3765	WB STAY ALERT SAFETY SERVICES INC POST OFFICE BOX 467 , KERNERSVILLE, NC 27285		Sub 22,400.00 VARM
6831	WB APMI CORPORATION ASHCRAFT AVENUE , MONROE, NC 28110		Sub 7,667.04 VARM
TOTAL:			\$108,333.14 5.22% VARM

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	

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

BondID: L3NC-QAKP-CV55-PBB5
Surety Registry Agency: SurePathNetwork
Verified?: Yes
Surety Agency: Travelers Casualty and Surety Company of America
Bond Execution Date: 10/20/2009
Bond Amount: \$103,680.01 (Five Percent of Bid)

Contract ID: C202456 Project(s): STM-095-2(114)100
Letting Date: 10-20-09 Call Order: 003
Bidder: 5072 - C. C. Mangum Company, LLC

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				47,500.00
0002	0036000000-E UNDERCUT EXCAVATION	CY	80.000	45.00000		3,600.00
0003	0170000000-E REMOVAL OF EXISTING CONCRETE PAVEMENT SLABS	SY	240.000	167.00000		40,080.00
0004	0196000000-E FABRIC FOR SOIL STABILIZATION	SY	240.000	3.00000		720.00
0005	1121000000-E AGGREGATE BASE COURSE	TON	200.000	60.00000		12,000.00
0006	1243000000-E SHOULDER CONSTRUCTION	SMI	3.000	5,400.00000		16,200.00
0007	1308000000-E MILLING ASPHALT PAVEMENT, ****"TO *****" DEPTH (2-1/2" TO 4")	SY	3,400.000	2.50000		8,500.00
0008	1491000000-E ASPHALT CONC BASE COURSE, TYPE B25.0C	TON	80.000	120.00000		9,600.00
0009	1503000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0C	TON	2,900.000	35.00000		101,500.00
0010	1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C	TON	6,850.000	36.00000		246,600.00

State of NC
 Dept of Transportation

Date: 09-22-09
 Revised: 10-08-09

Contract ID: C202456 Project(s): STM-095-2(114)100
 Letting Date: 10-20-09 Call Order: 003
 Bidder: 5072 - C. C. Mangum Company, LLC

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	TON 139.000	420.00000		58,380.00	
0012	1565000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	TON 411.000	420.00000		172,620.00	
0014	1702000000-E SEALING EXISTING PAVEMENT CRACKS & JOINTS	LB 40,000.000	1.90000		76,000.00	
0017	1840000000-E MILLED RUMBLE STRIPS (ASPHALT CEMENT CONCRETE)	LF 77,088.000	0.15000		11,563.20	
0018	4400000000-E WORK ZONE SIGNS (STATIONARY)	SF 400.000	6.25000		2,500.00	
0019	4405000000-E WORK ZONE SIGNS (PORTABLE)	SF 400.000	8.65000		3,460.00	
0020	4415000000-N FLASHING ARROW PANELS, TYPE C	EA 2.000	1,155.00000		2,310.00	
0021	4420000000-N CHANGEABLE MESSAGE SIGN	EA 8.000	3,750.00000		30,000.00	
0022	4430000000-N DRUMS	EA 200.000	16.50000		3,300.00	
0023	4480000000-N TMIA	EA 2.000	6,570.00000		13,140.00	
0024	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	LF 500.000	4.00000		2,000.00	
0025	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	EA 64.000	82.00000		5,248.00	

State of NC
Dept of Transportation

Date: 09-22-09
Revised: 10-08-09

Contract ID: C202456 Project(s): STM-095-2(114)100
Letting Date: 10-20-09 Call Order: 003
Bidder: 5072 - C. C. Mangum Company, LLC

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0026	4810000000-E PAINT PAVEMENT MARKING LINES (4")	8,400.000 LF	0.30000		2,520.00	
0027	4847000000-E POLYUREA PAVEMENT MARKING LINES (4", *****) (HIGHLY REFLECTIVE ELEMENTS)	43,020.000 LF	0.72000		30,974.40	
0028	4847100000-E POLYUREA PAVEMENT MARKING LINES (6", *****) (HIGHLY REFLECTIVE ELEMENTS)	173,590.000 LF	0.94000		163,174.60	
0029	4847120000-E POLYUREA PAVEMENT MARKING LINES (12", *****) (HIGHLY REFLECTIVE ELEMENTS)	11,180.000 LF	2.00000		22,360.00	
0030	4905000000-N SNOWPLOWABLE PAVEMENT MARKERS	1,300.000 EA	25.50000		33,150.00	
0031	6084000000-E SEEDING & MULCHING	2.000 ACR	1,950.00000		3,900.00	
0032 AA1	1567000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-28	500.000 TON				
0033 AA1	1839110000-E ULTRATHIN HOT MIX ASPHALT, TYPE B	9,570.000 TON				
0034 AA1	1839200000-E APPLICATION OF ULTRATHIN HOT MIX ASPHALT	250,000.000 SY				
0035 AA2	1570000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 76-22	740.000 TON	570.00000		421,800.00	

State of NC
 Dept of Transportation

Date: 09-22-09
 Revised: 10-08-09

Contract ID: C202456

Project(s): STM-095-2(114)100

Letting Date: 10-20-09 Call Order: 003

Bidder: 5072 - C. C. Mangum Company, LLC

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0036 AA2	1663000000-E OPEN-GRADED ASPHALT FRICTION COURSE, TYPE FC-2 MODIFIED	12,300.000 TON	43.00000		528,900.00	
	Section 0001 Total				2,073,600.20	
	Bid Total				2,073,600.20	

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.

Contract Item Sheets For C202456

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	47,500.00	47,500.00
0002	0036000000-E	225	UNDERCUT EXCAVATION	80 CY	45.00	3,600.00
0003	0170000000-E	SP	REMOVAL OF EXISTING CONCRETE PAVEMENT SLABS	240 SY	167.00	40,080.00
0004	0196000000-E	270	FABRIC FOR SOIL STABILIZATION	240 SY	3.00	720.00
0005	1121000000-E	520	AGGREGATE BASE COURSE	200 TON	60.00	12,000.00
0006	1243000000-E	SP	SHOULDER CONSTRUCTION	3 SMI	5,400.00	16,200.00
0007	1308000000-E	607	MILLING ASPHALT PAVEMENT, **** TO *****" DEPTH (2-1/2" TO 4")	3,400 SY	2.50	8,500.00
0008	1491000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0C	80 TON	120.00	9,600.00
0009	1503000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0C	2,900 TON	35.00	101,500.00
0010	1523000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5C	6,850 TON	36.00	246,600.00
0011	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	139 TON	420.00	58,380.00
0012	1565000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	411 TON	420.00	172,620.00
0014	1702000000-E	657	SEALING EXISTING PAVEMENT CRACKS & JOINTS	40,000 LB	1.90	76,000.00
0017	1840000000-E	665	MILLED RUMBLE STRIPS (ASPHALT CEMENT CONCRETE)	77,088 LF	0.15	11,563.20
0018	4400000000-E	1110	WORK ZONE SIGNS (STATIONARY)	400 SF	6.25	2,500.00
0019	4405000000-E	1110	WORK ZONE SIGNS (PORTABLE)	400 SF	8.65	3,460.00
0020	4415000000-N	1115	FLASHING ARROW PANELS, TYPE C	2 EA	1,155.00	2,310.00
0021	4420000000-N	1120	CHANGEABLE MESSAGE SIGN	8 EA	3,750.00	30,000.00

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0022	4430000000-N	1130	DRUMS	200 EA	16.50	3,300.00
0023	4480000000-N	1165	TMIA	2 EA	6,570.00	13,140.00
0024	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	500 LF	4.00	2,000.00
0025	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	64 EA	82.00	5,248.00
0026	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	8,400 LF	0.30	2,520.00
0027	4847000000-E	1205	POLYUREA PAVEMENT MARKING LINES (4", *****) (HIGHLY REFLECTIVE ELEMENTS)	43,020 LF	0.72	30,974.40
0028	4847100000-E	1205	POLYUREA PAVEMENT MARKING LINES (6", *****) (HIGHLY REFLECTIVE ELEMENTS)	173,590 LF	0.94	163,174.60
0029	4847120000-E	1205	POLYUREA PAVEMENT MARKING LINES (12", *****) (HIGHLY REFLECTIVE ELEMENTS)	11,180 LF	2.00	22,360.00
0030	4905000000-N	1253	SNOWPLOWABLE PAVEMENT MARKERS	1,300 EA	25.50	33,150.00
0031	6084000000-E	1660	SEEDING & MULCHING	2 ACR	1,950.00	3,900.00

***** BEGIN SCHEDULE AA *****
***** (2 ALTERNATES) *****

0032 AA1	1567000000-E	SP	ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-28	500 TON		
0033 AA1	1839110000-E	661	ULTRATHIN HOT MIX ASPHALT, TYPE B	9,570 TON		
0034 AA1	1839200000-E	661	APPLICATION OF ULTRATHIN HOT MIX ASPHALT	250,000 SY		
*** OR ***						
0035 AA2	1570000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 76-22	740 TON	570.00	421,800.00

Contract Item Sheets For C202456

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0036 AA2	1663000000-E	650	OPEN-GRADED ASPHALT FRICTION COURSE, TYPE FC-2 MODIFIED	12,300 TON	43.00	528,900.00

***** END SCHEDULE AA *****

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$2,073,600.20

1314/Nov02/Q643810/D90061630000/E33

Contract Number C202456
County Johnston

Rev 7-20-08

**EXECUTION OF CONTRACT
NON-COLLUSION AFFIDAVIT AND DEBARMENT CERTIFICATION
LIMITED LIABILITY COMPANY**

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

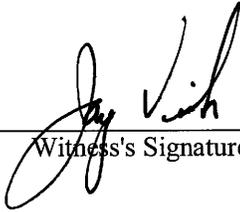
SIGNATURE OF CONTRACTOR

C C Mangum Company LLC

Full Name of Firm

P. O Box 31768 Raleigh, NC 27622

Address as Prequalified


Witness's Signature

Jay Vick

Print or type Witness's name

Signature of ~~Manager~~
Authorized Agent


Individually

Thomas T. Johnson, Jr.

Print or type Signer's Name

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

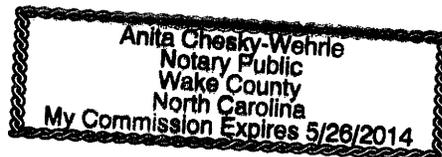
12 day of November 2009


Signature of Notary Public

of WAKE County

State of North Carolina

My Commission Expires: 5/26/2014



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.

C202456 (I-5016)

Johnston County

1-18-08
Z-13

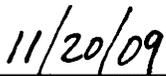
Contract No **C202456**

County (ies): **Johnston**

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

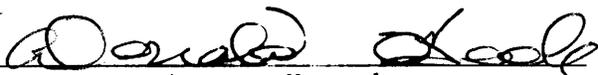


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract No. C202456
County Johnston

(Rev 7-10-08)

Bond No. 105364261

CONTRACT PAYMENT BOND

Date of Payment Bond Execution November 4, 2009
Name of Principal Contractor C C Mangum Company LLC
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: \$2,073,600.20
Contract ID No.: C202456
County Name: Johnston

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. C202456
County Johnston

(Rev 7-10-08)

CONTRACT PAYMENT BOND

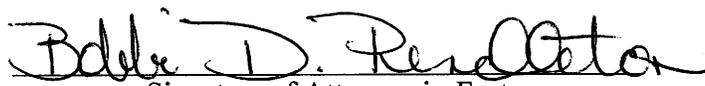
Affix Seal of Surety Company

Travelers Casualty and Surety Company of America

Print or type Surety Company Name

By Bobbi D. Pendleton

Print, stamp or type name of Attorney-in-Fact



Signature of Attorney-in-Fact



Signature of Witness

Cathy Bailey

Print or type Witness's name

4000 CentreGreen Way Suite 250, Cary, NC 27513

Address of Attorney-in-Fact

Contract No. C202456
County Johnston

(Rev 7-10-08)

CONTRACT PAYMENT BOND

LIMITED LIABILITY COMPANY

SIGNATURE OF CONTRACTOR (Principal)

Name of Contractor C C Mangum Company LLC
Full name of Firm

P.O. Box 31768, Raleigh, NC 27622
Address as prequalified

Signature of ~~Manager~~ Authorized Agent
Thomas T. Johnson, Jr
Individually

Thomas T. Johnson, Jr
Print or type Signer's name

Jay Vick
Witness's Signature

Jay Vick
Print or type Witness's name

Contract No. C202456
County Johnston

(Rev 7-10-08)

Bond No. 105364261

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: November 4, 2009

Name of Principal Contractor: C C Mangum Company LLC

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: \$2,073,600.20

Contract ID No.: C202456

County Name: Johnston

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. C202456
County Johnston

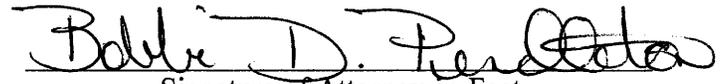
(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

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

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


Signature of Attorney-in-Fact


Signature of Witness

Cathy Bailey
Print or type Witness's name

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

Contract No.
County

C202456

Johnston

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

LIMITED LIABILITY COMPANY

SIGNATURE OF CONTRACTOR (Principal)

Name of Contractor

C C Mangum Company LLC

Full name of Firm

P.O. Box 31768, Raleigh, NC 27622

Address as prequalified

Signature of ~~Manager~~

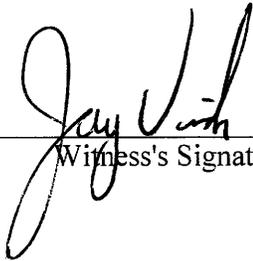
Authorized
Agent



Individually

Thomas T. Johnson, Jr

Print or type Signer's name



Witness's Signature

Jay Vick

Print or type Witness's Name



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
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. 221212

Certificate No. 003005761

KNOW ALL MEN BY THESE PRESENTS: That Seaboard Surety Company is a corporation duly organized under the laws of the State of New York, 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

Bobbi D. Pendleton, and Cathy F. Bailey

of the City of Cary, State of North Carolina, 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 12th day of May, 2009.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
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 of George W. Thompson]
George W. Thompson, Senior Vice President

On this the 12th day of May, 2009, 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., Seaboard Surety Company, 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 of 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., Seaboard Surety Company, 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., Seaboard Surety Company, 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 4/4 day of November, 2009

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. Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.