

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

C202492

CONTRACT AND
CONTRACT BONDS

FOR CONTRACT NO. C202492

WBS 7CR.10171.26, 7CR.20171.26, 7CR.20791.26 STATE FUNDED

COUNTY OF CASWELL, ROCKINGHAM
THIS IS THE ROADWAY CONTRACT
ROUTE NUMBER NC 119 LENGTH 19.025 MILES
LOCATION NC-119 FROM SR-1710 (GRIER CHURCH RD) TO N OF SR-1562
(OSMOND RD) & 4 SECTIONS OF SECONDARY ROADS.

CONTRACTOR W-L CONSTRUCTION & PAVING, INC
ADDRESS 239 EASTWOOD DR
DANVILLE, VA 24540

BIDS OPENED DECEMBER 15, 2009
CONTRACT EXECUTION JAN 1 1 2010

W-L Construction Paving, Inc. (2524).

Vendor 1 of 2 Vendors for Call Order 019 (Proposal ID C202492).

County: CASWELL, ROCKINGHAM

Address: 239 Eastwood Drive
Danville, VA 24540

Phone Number: 434-773-2400

Signature Check: This bid has been properly signed by Doug_Dawson_2524.

Time Bid Received: Tue Dec 15 13:07:362009

Bid Checksum: 42C8E899

Amendment Count: 0

MBE GOAL SET 4.0

Bidding Errors: No bidding errors

Bid Total: \$1,383,113.72 ✓

MBE GOAL MET 4.0

BondID: SNC09439955

Bond was Verified: Yes.

WBE GOAL SET 5.0

Bond Required Percent: 5.00%

Minimum Check Amount: \$69,155.69

Bid Security Maximum: \$

WBE GOAL MET 5.0

Bond Agency Name:

Agency Execution Date: 11/20/2009 12:46:58 PM

Surety Name: Liberty Mutual Insurance Company

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

NCDOT/berc

Vendor 2524's Load Output for Call 019, Letting L091215, 2009-12-15

Bid Bond Data Info - Contractor Responses:

=====

BondID: SNC09439955
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: Liberty Mutual Insurance Company
Bond Execution Date: 11/20/2009 12:46:58 PM
Bond Amount: \$69,155.69 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 11-17-09
Revised:

Contract ID: C202492 Project(s): STATE FUNDED
Letting Date: 12-15-09 Call Order: 019
Bidder: 2524 - W-L Construction & Paving, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
Section 0001 ROADWAY ITEMS						
Alt Group						
0001	0000100000-N MOBILIZATIO N	LUMP		LUMP		17,500.00
0002	1220000000-E INCIDENTAL STONE BASE	TON	956.000	28.50000		27,246.00
0003	1245000000-E SHOULDER RECONSTRUCTION	SMI	28.010	2,000.00000		56,020.00
0004	1308000000-E MILLING ASPHALT PAVEMENT, ***"TO *****" DEPTH (0" TO 1-1/4")	SY	791.000	6.00000		4,746.00
0005	1330000000-E INCIDENTAL MILLING	SY	762.000	7.00000		5,334.00
0006	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	TON	19,118.000	31.00000		592,658.00
0007	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	TON	1,242.000	395.00000		490,590.00
0008	1775000000-E ASPHALT SURFACE TREATMENT, MATCOAT, #78M STONE	SY	102,785.000	0.64000		65,782.40
0009	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	LF	105,450.000	0.30000		31,635.00
0010	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	LF	87,635.000	0.45000		39,435.75

State of NC
 Dept of Transportation

Date: 11-17-09
 Revised:

Contract ID: C202492 Project(s): STATE FUNDED
 Letting Date: 12-15-09 Call Order: 019
 Bidder: 2524 - W-L Construction & Paving, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0011	4690000000-E THERMOPLAST IC PAVEMENT MARKING LINES (6", 120 MILS)	552.000 LF	1.50000		828.00	
0012	4705000000-E THERMOPLAST IC PAVEMENT MARKING LINES (16", 120 MILS)	100.000 LF	5.25000		525.00	
0013	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	160.000 LF	6.00000		960.00	
0014	4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS)	16.000 EA	50.00000		800.00	
0015	4810000000-E PAINT PAVEMENT MARKING LINES (4")	383,654.000 LF	0.08000		30,692.32	
0016	6084000000-E SEEDING & MULCHING	5.880 ACR	1,675.00000		9,849.00	
0017	6110000000-E RESIDENTIAL SEEDING	4.310 ACR	1,975.00000		8,512.25	
Section 0001 Total					1,383,113.72	
Bid Total					1,383,113.72	✓

NON-COLLUSION AND DEBARMENT CERTIFICATION

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

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

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

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

Explanation:
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED
NOT ANSWERED

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

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

AWARD LIMITS ON MULTIPLE PROJECTS

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

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

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

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

The Award Limits shall apply to the following projects:

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

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

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
 MBE COMMITMENT ITEMS

DATE: 11-17-09
 PAGE: 5

PROPOSAL: C202492
 LETTING: L091215 CALL: 019
 VENDOR: 2524 W-L Construction & Paving, Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT	
MBE SUBCONTRACTOR: 1978 WILLIAM PICKARD TRUCKING COMPANY INC.							
Will Use Quote: Yes							
0006	1525000000-E	ASP CONC SUR	TON	13173.000	4.20000	55326.60	✓ arm
		Haul Asphalt at \$55.00 per hour					
MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						55,326.60	
TOTAL MBE COMMITMENT FOR VENDOR:				Entered:	4.00% or	55326.60	✓ arm
				Required:	4.00% or	55324.55	
						<GOAL MET>	

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
 WBE COMMITMENT ITEMS

DATE: 11-17-09
 PAGE: 6

PROPOSAL: C202492
 LETTING: L091215 CALL: 019
 VENDOR: 2524 W-L Construction & Paving, Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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WBE SUBCONTRACTOR: 2791 CARDINAL BLUE ENTERPRISES INC
 Will Use Quote: Yes

0006	1525000000-E	ASP CONC SUR	TON	5948.000	4.20000	24981.60
		Haul Asphalt Materials				
0008	1775000000-E	AST, MAT COA	SY	102784.992	0.06530	6711.86
		Haul Cover Materials				
0002	1220000000-E	INCIDENTAL S	TON	956.000	5.62340	5375.97
0003	1245000000-E	SHOULDER REC	SMI	10.000	604.78900	6047.89

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 43,117.32 ✓ arm

WBE SUBCONTRACTOR: 2724 MACE TRUCKING INC
 Will Use Quote: Yes

0003	1245000000-E	SHOULDER REC	SMI	18.010	1110.49000	19999.92 ✓ arm
		Haul Shoulder Material from Borrow Location				

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 19,999.92 ✓ arm

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

0007	1560000000-E	ASP FOR PLAN	TON	1242.000	4.87000	6048.54 ✓ arm
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WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 6,048.54

TOTAL WBE COMMITMENT FOR VENDOR: Entered: 5.00% or 69165.78 ✓ arm
 Required: 5.00% or 69155.69
 <GOAL MET>

Contract Item Sheets For C202492

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	17,500.00	17,500.00
0002	1220000000-E	545	INCIDENTAL STONE BASE	956 TON	28.50	27,246.00
0003	1245000000-E	SP	SHOULDER RECONSTRUCTION	28.01 SMI	2,000.00	56,020.00
0004	1308000000-E	607	MILLING ASPHALT PAVEMENT, **** TO *****" DEPTH (0" TO 1-1/4")	791 SY	6.00	4,746.00
0005	1330000000-E	607	INCIDENTAL MILLING	762 SY	7.00	5,334.00
0006	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	19,118 TON	31.00	592,658.00
0007	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	1,242 TON	395.00	490,590.00
0008	1775000000-E	660	ASPHALT SURFACE TREATMENT, MAT COAT, #78M STONE	102,785 SY	0.64	65,782.40
0009	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	105,450 LF	0.30	31,635.00
0010	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	87,635 LF	0.45	39,435.75
0011	4690000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (6", 120 MILS)	552 LF	1.50	828.00
0012	4705000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (16", 120 MILS)	100 LF	5.25	525.00
0013	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	160 LF	6.00	960.00
0014	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	16 EA	50.00	800.00
0015	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	383,654 LF	0.08	30,692.32
0016	6084000000-E	1660	SEEDING & MULCHING	5.88 ACR	1,675.00	9,849.00

Contract Item Sheets For C202492

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0017	6110000000-E	SP	RESIDENTIAL SEEDING	4.31 ACR	1,975.00	8,512.25

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,383,113.72 ✓

1156/Jan04/Q703260.2/D55164100000/E17

**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

W-L Construction & Paving Inc.

Full name of Corporation

239 Eastwood Drive Danville, Virginia 24540

Address as Prequalified

Attest

Brian M. Jones
~~Secretary~~/Assistant Secretary
Select appropriate title

By

Douglas M. Dawson
~~President/Vice President/Assistant Vice President~~
Select appropriate title

Brian Jones

Print or type Signer's name

Douglas M. Dawson

Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

NOTARY SEAL

Subscribed and sworn to before me this the

4th day of January 2010.

Kristi H. Brizendine
Signature of Notary Public

of Pittsylvania County

State of Virginia

My Commission Expires: 11-30-2011



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.

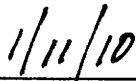
Contract No **C202492**

County (ies): **Caswell-Rockingham**

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

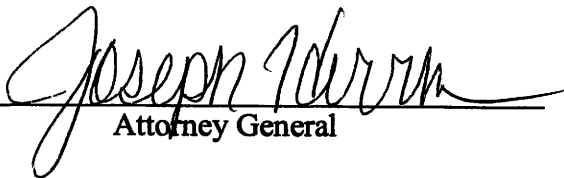


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract No. C202492
County CASWELL, ROCKINGHAM

CONTRACT PAYMENT BOND

Date of Payment Bond Execution DECEMBER 28, 2009

Name of Principal Contractor W-L CONSTRUCTION & PAVING, INC.

Name of Surety: LIBERTY MUTUAL INSURANCE COMPANY

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

Amount of Bond: \$1,383,113.72

Contract ID No.: C202492

County Name: CASWELL, ROCKINGHAM

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. C202492
County CASWELL, ROCKINGHAM

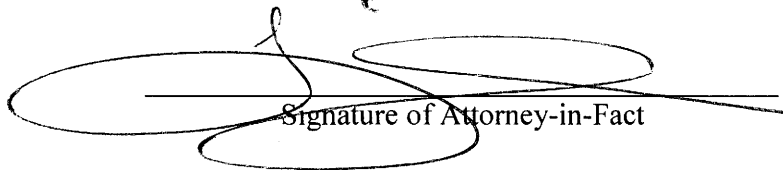
(Rev 7-10-08)


CONTRACT PAYMENT BOND

Affix Seal of Surety Company

LIBERTY MUTUAL INSURANCE COMPANY
Print or type Surety Company Name

By TINA DAVIS, ATTORNEY-IN-FACT
Print, stamp or type name of Attorney-in-Fact


Signature of Attorney-in-Fact


Signature of Witness

SHANNON HERBAT, WITNESS
Print or type Witness's name

15 W. SOUTH TEMPLE, STE. 700
SALT LAKE CITY, UT 84101
Address of Attorney-in-Fact

Contract No. C202492
County CASWELL, ROCKINGHAM

(Rev 7-10-08)

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

W-L CONSTRUCTION & PAVING, INC.

Full name of Corporation

239 EASTWOOD DRIVE, DANVILLE, VA 24540

Address as prequalified

By Douglas M. Dawson
Signature of ~~President, Vice President, Assistant Vice President~~
Select appropriate title

DOUGLAS M. DAWSON
Print or type Signer's name

Affix Corporate Seal

Attest Brian M. Jones
Signature of ~~Secretary, Assistant Secretary~~
Select appropriate title

Brian M. Jones
Print or type Signer's name

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

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

LIBERTY MUTUAL INSURANCE COMPANY
BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Liberty Mutual Insurance Company (the "Company"), a Massachusetts stock insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint
TINA DAVIS, MARCINDA DRYSDALE, KIRIE MARTIN, ALL OF THE CITY OF SALT LAKE CITY, STATE OF UTAH ..

, each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations in the penal sum not exceeding SEVENTY FIVE MILLION AND 00/100 DOLLARS (\$ 75,000,000.00) each, and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

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

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

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

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

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

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

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this 27th day of May, 2009

LIBERTY MUTUAL INSURANCE COMPANY

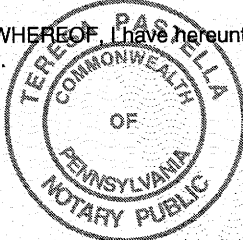


By Garnet W. Elliott, Assistant Secretary

COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 27th day of May, 2009, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

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



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Plymouth Twp., Montgomery County
My Commission Expires March 28, 2013
Member, Pennsylvania Association of Notaries

By Teresa Pastella, Notary Public

CERTIFICATE

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

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

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

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 28TH day of DECEMBER, 2009.



By David M. Carey, Assistant Secretary

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

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

Contract No. C202492
County CASWELL, ROCKINGHAM

(Rev 7-10-08)

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: DECEMBER 28, 2009

Name of Principal Contractor: W-L CONSTRUCTION & PAVING, INC.

Name of Surety: LIBERTY MUTUAL INSURANCE COMPANY

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

Amount of Bond: \$1,383,113.72

Contract ID No.: C202492

County Name: CASWELL, ROCKINGHAM

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. C202492
County CASWELL, ROCKINGHAM

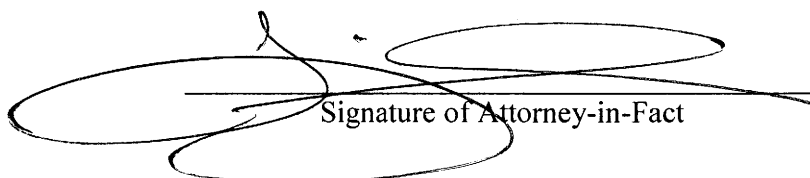
(Rev 7-10-08)


CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

LIBERTY MUTUAL INSURANCE COMPANY
Print or type Surety Company Name

By TINA DAVIS, ATTORNEY-IN-FACT
Print, stamp or type name of Attorney-in-Fact


Signature of Attorney-in-Fact


Signature of Witness

SHANNON HERBAT, WITNESS
Print or type Witness's name

15 W. SOUTH TEMPLE, STE. 700
SALT LAKE CITY, UT 84101
Address of Attorney-in-Fact

CONTRACT PERFORMANCE BOND
CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

W-L CONSTRUCTION & PAVING, INC.
Full name of Corporation

239 EASTWOOD DRIVE, DANVILLE, VA 24540
Address as prequalified

By Douglas M. Dawson
Signature of ~~President, Vice President, Assistant Vice President~~
Select appropriate title

DOUGLAS M. DAWSON
Print or type Signer's name

Affix Corporate Seal

Attest Brian M. Jones
Signature of ~~Secretary, Assistant Secretary~~
Select appropriate title

Brian M. Jones
Print or type Signer's name

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

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

LIBERTY MUTUAL INSURANCE COMPANY
BOSTON, MASSACHUSETTS
POWER OF ATTORNEY

KNOW ALL PERSONS BY THESE PRESENTS: That Liberty Mutual Insurance Company (the "Company"), a Massachusetts stock insurance company, pursuant to and by authority of the By-law and Authorization hereinafter set forth, does hereby name, constitute and appoint TINA DAVIS, MARCINDA DRYSDALE, KIRIE MARTIN, ALL OF THE CITY OF SALT LAKE CITY, STATE OF UTAH ..

, each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations in the penal sum not exceeding SEVENTY FIVE MILLION AND 00/100 DOLLARS (\$ 75,000,000.00) each, and the execution of such undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents, shall be as binding upon the Company as if they had been duly signed by the president and attested by the secretary of the Company in their own proper persons.

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

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

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

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

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

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

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of Liberty Mutual Insurance Company has been affixed thereto in Plymouth Meeting, Pennsylvania this 27th day of May, 2009

LIBERTY MUTUAL INSURANCE COMPANY

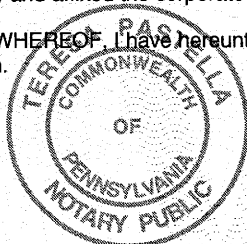
By Garnet W. Elliott, Assistant Secretary



COMMONWEALTH OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 27th day of May, 2009, before me, a Notary Public, personally came Garnet W. Elliott, to me known, and acknowledged that he is an Assistant Secretary of Liberty Mutual Insurance Company; that he knows the seal of said corporation; and that he executed the above Power of Attorney and affixed the corporate seal of Liberty Mutual Insurance Company thereto with the authority and at the direction of said corporation.

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



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Plymouth Twp., Montgomery County
My Commission Expires March 28, 2013
Member, Pennsylvania Association of Notaries

By Teresa Pastella, Notary Public

CERTIFICATE

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

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

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

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said company, this 28TH day of DECEMBER, 2009.



By David M. Carey, Assistant Secretary

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

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