

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

C202564

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C202564

WBS 45325.3.1 IMS-040-4(145)157

T.I.P NO. I-5142

COUNTY OF ORANGE
THIS IS THE ROADWAY CONTRACT
ROUTE NUMBER I 40 LENGTH 6.039 MILES
LOCATION I-40/85 FROM WEST OF SR-1114 (BUCKHORN RD) TO THE I-40/85 INTERCHANGE.

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

BIDS OPENED MARCH 16, 2010
CONTRACT EXECUTION APR 19 2010

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

Vendor 3 of 3 Vendors for Call Order 004 (Proposal ID C202564).

County: ORANGE

Address: PO Box 31768

Raleigh, NC 27622

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

Time Bid Received: Tue Mar 16 13:09:02 2010

Bid Checksum: 8A4F9A22

Amendment Count: 0

DBE GOAL SET 6.0

Bidding Errors: No bidding errors

Bid Total: \$7,331,329.37 ✓

DBE GOAL MET 6.0

Bond ID: N9Y6-3P91-82MD-KC3A

Bond was Verified: Yes.

Bond Required Percent: 5.00%

Minimum Check Amount: \$366,566.47

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 3/16/2010

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	
4434	WB LONG BROTHERS OF SUMMERFIELD, I PO BOX 35048 , GREENSBORO, NC 27425		Sub 78,810.00	✓ am
3765	WB STAY ALERT SAFETY SERVICES INC POST OFFICE BOX 467 , KERNERSVILLE, NC 27285		Sub 168,884.91	✓ am
7155	WB TRIANGLE ADJUSTMENTS LLC 88 GREENLYN DRIVE , CLAYTON, NC 27520		Sub 31,610.00	✓ am
12899	MB FERVENT HAULING LLC P. O. BOX 222 , ROLESVILLE, NC 27571		Sub 162,000.00	✓ am
			TOTAL: \$441,304.91	✓ am 6.02%

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: N9Y6-3P91-82MD-KC3A
 Surety Registry Agency: SurePathNetwork
 Verified?: Yes
 Surety Agency: Travelers Casualty and Surety Company of America

NCDOT/berc

Vendor 5072's Load Output for Call 004, Letting L100316, 2010-03-16

Bond Execution Date: 3/16/2010

Bond Amount: \$366,566.47 (Five Percent of Bid)

State of NC Date: 02-16-10
 Dept of Transportation Revised:
 Contract ID: C202564 Project(s): IMS-040-4(145)157
 Letting Date: 03-16-10 Call Order: 004
 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 MOBILIZATIO N	LUMP	LUMP			257,000.00
0002	1220000000-E INCIDENTAL STONE BASE	TON	200.000	35.00000		7,000.00
0003	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	SY	52,778.000	1.00000		52,778.00
0004	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (2")	SY	378,515.000	0.30000		113,554.50
0005	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (3")	SY	133.000	4.00000		532.00
0006	1308000000-E MILLING ASPHALT PAVEMENT, ***"TO *****" DEPTH (0" TO 1-1/2")	SY	9,846.000	0.75000		7,384.50
0007	1330000000-E INCIDENTAL MILLING	SY	2,272.000	4.30000		9,769.60
0008	1508000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0D	TON	23.000	74.00000		1,702.00
0009	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	TON	10,780.000	32.00000		344,960.00
0010	1524200000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5D	TON	83,710.000	31.50000		2,636,865.00

State of NC
Dept of Transportation

Date: 02-16-10
Revised:

Contract ID: C202564 Project(s): IMS-040-4(145)157
Letting Date: 03-16-10 Call Order: 004
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	649.0000 TON	529.00000		343,321.00	
0012	1565000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	1.000 TON	529.00000		529.00	
0013	1570000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 76-22	4,604.000 TON	678.00000		3,121,512.00	
0014	1840000000-E MILLED RUMBLE STRIPS (ASPHALT CEMENT CONCRETE)	126,722.000 LF	0.22000		27,878.84	
0015	2473000000-N GENERIC DRAINAGE ITEM ADJUSTMENT OF GRATES AND/OR FRAMES ON DROP INLETS	132.000 EA	205.00000		27,060.00	
0016	2473000000-N GENERIC DRAINAGE ITEM REPAIR OF DROP INLETS	14.000 EA	325.00000		4,550.00	
0017	4589000000-N GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	LUMP	LUMP		25,000.00	
0018	4688000000-E THERMOPLASTIC PAVEMENT MARKING LINES (6", 90 MILS)	145,999.000 LF	0.69000		100,739.31	
0019	4690000000-E THERMOPLASTIC PAVEMENT MARKING LINES (6", 120 MILS)	54,030.000 LF	0.74000		39,982.20	
0020	4695000000-E THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	3,183.000 LF	1.00000		3,183.00	
0021	4700000000-E THERMOPLASTIC PAVEMENT MARKING LINES (12", 90 MILS)	8,834.000 LF	1.25000		11,042.50	

State of NC
 Dept of Transportation

Date: 02-16-10
 Revised:

Contract ID: C202564 Project(s): IMS-040-4(145)157
 Letting Date: 03-16-10 Call Order: 004
 Bidder: 5072 - C.C. Mangum Company, LLC

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0022	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	330.000 LF	6.00000		1,980.00	
0023	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	48.000 EA	125.00000		6,000.00	
0024	4815000000-E PAINT PAVEMENT MARKING LINES (6")	200,029.000 LF	0.38000		76,011.02	
0025	4820000000-E PAINT PAVEMENT MARKING LINES (8")	3,183.000 LF	0.50000		1,591.50	
0026	4825000000-E PAINT PAVEMENT MARKING LINES (12")	8,834.000 LF	0.60000		5,300.40	
0027	4835000000-E PAINT PAVEMENT MARKING LINES (24")	330.000 LF	6.00000		1,980.00	
0028	4845000000-N PAINT PAVEMENT MARKING SYMBOL	48.000 EA	50.00000		2,400.00	
0029	4905000000-N SNOWPLOWABLE PAVEMENT MARKERS	3,346.000 EA	19.25000		64,410.50	
0030	4960000000-N GENERIC TRAFFIC CONTROL ITEM REPLACE EXISTING BARRIER DELINEATORS	1,750.000 EA	8.75000		15,312.50	
0031	5255000000-N PORTABLE LIGHTING	LUMP	LUMP		20,000.00	
Section 0001 Total					7,331,329.37	
Bid Total					7,331,329.37	

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: 02-16-10
PAGE: 6

PROPOSAL: C202564
LETTING: L100316 CALL: 004
VENDOR: 5072 C.C. Mangum Company, LLC

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

DBE SUBCONTRACTOR: 4434 LONG BROTHERS OF SUMMERFIELD, INC.
Will Use Quote: Yes

0011	1560000000-E	ASP FOR PLAN TON	649.000	15.00000	9735.00
		Long Brothers will haul liquid only			
0012	1565000000-E	ASP FOR PLAN TON	1.000	15.00000	15.00
		Long Brothers will haul liquid only			
0013	1570000000-E	ASP FOR PLAN TON	4604.000	15.00000	69060.00
		long Brothers will haul liquid only			

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 78,810.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 78,810. ✓ arm

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

0001	0000100000-N	MOBILIZATION LS	1.000	5140.00000	5140.00
0009	1519000000-E	ASP CONC SUR TON	13.000	1285.00000	16705.00
		13 nights of lane closure @ \$1,285.00 per night			
0010	1524200000-E	ASP CONC SUR TON	89.000	1339.71810	119234.91
		36 nights lane closure @ \$1,285.00 & 37 nights lane closure @ \$1,475.00			
0014	1840000000-E	MILLED RUMBL LF	51400.000	0.20000	10280.00
		8 nights of lane closure @ \$1,285.00 per night			
0017	4589000000-N	GENERIC TRAF LS	1.000	2650.00000	2650.00
0030	4960000000-N	GENERIC TRAF EA	1750.000	8.50000	14875.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 168,884.91 ✓ arm
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 168,884

DBE SUBCONTRACTOR: 7155 TRIANGLE ADJUSTMENTS LLC
Will Use Quote: Yes

0015	2473000000-N	GENERIC DRAI EA	132.000	205.00000	27060.00
0016	2473000000-N	GENERIC DRAI EA	14.000	325.00000	4550.00

DBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 31,610.00
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor) 31,610. ✓ arm

DBE SUBCONTRACTOR: 12899 FERVENT HAULING LLC
Will Use Quote: Yes

0004	1297000000-E	MILL ASP PVM SY	253125.000	0.32000	81000.00
		Fervent will haul @ \$68.00 per hour			
0010	1524200000-E	ASP CONC SUR TON	2473.282	32.75000	81000.00
		Fervent will haul for \$68.00 per hour			

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
DBE COMMITMENT ITEMS

DATE: 02-16-10
PAGE: 7

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT	
DBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						162,000.00	
DBE COMMITMENT TOTAL FOR VENDOR (SubContractor)						162,000	✓ am
TOTAL DBE COMMITMENT FOR VENDOR:				Entered:	6.02% or	441304.91	✓ am
				Required:	6.00% or	439879.76	
							<GOAL MET>

Contract Item Sheets For C202564

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	257,000.00	257,000.00
0002	1220000000-E	545	INCIDENTAL STONE BASE	200 TON	35.00	7,000.00
0003	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	52,778 SY	1.00	52,778.00
0004	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (2")	378,515 SY	0.30	113,554.50
0005	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (3")	133 SY	4.00	532.00
0006	1308000000-E	607	MILLING ASPHALT PAVEMENT, **** TO *****" DEPTH (0" TO 1-1/2")	9,846 SY	0.75	7,384.50
0007	1330000000-E	607	INCIDENTAL MILLING	2,272 SY	4.30	9,769.60
0008	1508000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0D	23 TON	74.00	1,702.00
0009	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	10,780 TON	32.00	344,960.00
0010	1524200000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5D	83,710 TON	31.50	2,636,865.00
0011	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	649 TON	529.00	343,321.00
0012	1565000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	1 TON	529.00	529.00
0013	1570000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 76-22	4,604 TON	678.00	3,121,512.00
0014	1840000000-E	665	MILLED RUMBLE STRIPS (ASPHALT CEMENT CONCRETE)	126,722 LF	0.22	27,878.84
0015	2473000000-N	SP	GENERIC DRAINAGE ITEM ADJUSTMENT OF GRATES AND/OR FRAMES ON DROP INLETS	132 EA	205.00	27,060.00

Contract Item Sheets For C202564

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0016	2473000000-N	SP	GENERIC DRAINAGE ITEM REPAIR OF DROP INLETS	14 EA	325.00	4,550.00
0017	4589000000-N	SP	GENERIC TRAFFIC CONTROL ITEM TRAFFIC CONTROL	Lump Sum LS	25,000.00	25,000.00
0018	4688000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (6", 90 MILS)	145,999 LF	0.69	100,739.31
0019	4690000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (6", 120 MILS)	54,030 LF	0.74	39,982.20
0020	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	3,183 LF	1.00	3,183.00
0021	4700000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (12", 90 MILS)	8,834 LF	1.25	11,042.50
0022	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	330 LF	6.00	1,980.00
0023	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	48 EA	125.00	6,000.00
0024	4815000000-E	1205	PAINT PAVEMENT MARKING LINES (6")	200,029 LF	0.38	76,011.02
0025	4820000000-E	1205	PAINT PAVEMENT MARKING LINES (8")	3,183 LF	0.50	1,591.50
0026	4825000000-E	1205	PAINT PAVEMENT MARKING LINES (12")	8,834 LF	0.60	5,300.40
0027	4835000000-E	1205	PAINT PAVEMENT MARKING LINES (24")	330 LF	6.00	1,980.00
0028	4845000000-N	1205	PAINT PAVEMENT MARKING SYMBOL	48 EA	50.00	2,400.00
0029	4905000000-N	1253	SNOWPLOWABLE PAVEMENT MARKERS	3,346 EA	19.25	64,410.50
0030	4960000000-N	SP	GENERIC TRAFFIC CONTROL ITEM REPLACE EXISTING BARRIER DELINEATORS	1,750 EA	8.75	15,312.50

Contract Item Sheets For C202564

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0031	5255000000-N	1413	PORTABLE LIGHTING	Lump Sum LS	20,000.00	20,000.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$7,331,329.37 ✓

0955/Mar31/Q1100326/D95838300000/E31

Contract Number C202564
County Orange

Rev 2-1-10

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

N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this procurement, you attest, for your entire organization and its employees or agents, that you are not aware that any such gift has been offered, accepted, or promised by any employees of your organization.

SIGNATURE OF CONTRACTOR

C. C. Mangum Company LLC

Full Name of Firm

P. O. Box 31768 Raleigh, NC 27622

Address as Prequalified

Signature of ~~Member/Manager~~
**AUTHORIZED
AGENT**

Thomas T. Johnson, Jr.
Individually

Thomas T. Johnson, Jr.

Print or type Signer's Name

AFFIDAVIT MUST BE NOTARIZED

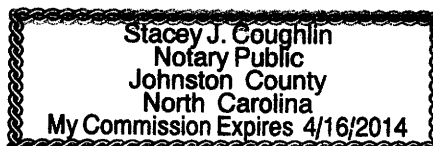
Subscribed and sworn to before me this the
16th day of April 2010.

Stacey J. Coughlin
Signature of Notary Public

of Johnston County
State of NC

My Commission Expires: 4-16-2014

NOTARY PUBLIC



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.

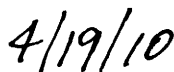
Contract No C202564

County (ies): Orange

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

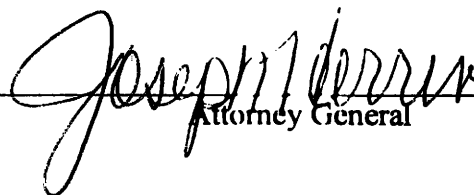


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Signature Sheet (Bid - Acceptance by Department)

Contract No. C202564
County Orange

Rev 2-1-10

Bond No. 105412642

CONTRACT PAYMENT BOND

Date of Payment Bond Execution April 16, 2010

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: \$7,331,329.37

Contract ID No.: C202564

County Name: Orange

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. C202564
County Orange

Rev 2-1-10

CONTRACT PAYMENT BOND

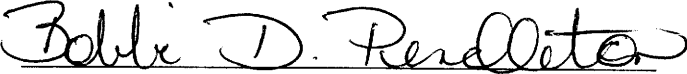
Affix Seal of Surety Company

Travelers Casualty and Surety Company of America

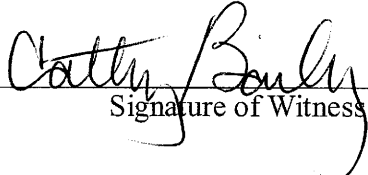
Print or type Surety Company Name

By 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 Signer's name

4000 CentreGreen Way Suite 250, Cary, NC 27513

Address of Attorney-in-Fact

Contract No. C202564
County Orange

Rev 2-1-10

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 Member/Manager
**AUTHORIZED
AGENT**

Thomas T. Johnson Jr.
Individually

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

Contract No. C202564
County Orange

Rev 2-1-10

Bond No. 105412642

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: April 16, 2010

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: \$7,331,329.37

Contract ID No.: C202564

County Name: Orange

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. C202564
County Orange

Rev 2-1-10

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Travelers Casualty and Surety Company of America


Print or type Surety Company Name

By 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 Signer's name

4000 CentreGreen Way Suite 250, Cary, NC 27513

Address of Attorney-in-Fact

Contract No. C202564
County Orange

Rev 2-1-10

CONTRACT PERFORMANCE BOND

LIMITED LIABILITY COMPANY

SIGNATURE OF CONTRACTOR (Principal)

Name of Contractor

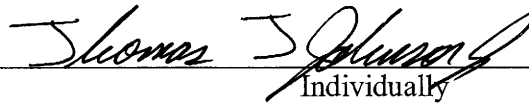
C C Mangum Company LLC

Full name of Firm

P.O. Box 31768, Raleigh, NC 27622

Address as prequalified

Signature of Member/Manager
AUTHORIZED
AGENT


Individually

Thomas T. Johnson, Jr.
Print or type Signer'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. 003005836

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 16th day of April, 20 10

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.

