

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

C202572

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C202572

WBS 10CR.10901.21, 10CR.20901.52, 10CR.20901.55 STATE FUNDED

COUNTY OF UNION
THIS IS THE ROADWAY CONTRACT
ROUTE NUMBER NC 16 LENGTH 6.960 MILES
LOCATION NC-16 FROM PAVEMENT JOINT AT SR-1008 TO SOUTH OF SR-1315
AND 2 SECTIONS OF SECONDARY ROADS.

CONTRACTOR BOGGS PAVING, INC.
ADDRESS P.O. BOX 1609
MONROE, NC 28111

BIDS OPENED APRIL 20, 2010
CONTRACT EXECUTION MAY 24 2010

Boggs Paving, Inc. (3186).

Vendor 1 of 4 Vendors for Call Order 007 (Proposal ID C202572).

County: UNION
Address: P. O. Box 1609
1613 W. Roosevelt Blvd.
Monroe, NC 28111

Phone Number: 704-289-8482

Signature Check: This bid has been properly signed by Greg_D._Miller_3186.

Time Bid Received: Tue Apr 20 13:43:48 2010

Bid Checksum: B494013E MBE GOAL SET 3.0

Amendment Count: 0

Bidding Errors: No bidding errors.

Bid Total: \$1,610,323.88 ✓ MBE GOAL MET 3.0

Bond ID: J3L2-RVBU-V3RQ-7XK4

Bond was Verified: Yes. WBE GOAL SET 4.0

Bond Required Percent: 5.00%

Minimum Check Amount: \$80,516.19 WBE GOAL MET 5.5

Bid Security Maximum: \$

Bond Agency Name:

Agency Execution Date: 4/20/2010

Surety Name: Safeco Insurance Company of America

Surety State of Incorporation:

Bond Company:

Bond Type:

Bond Appr Flag:

Bond Affirm:

Bond was Paid by Check: No.

LIST OF MBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT	
2840	MB STYX CUTHBERTSON TRUCKING POST OFFICE BOX 53 , MONROE, NC 28111		Sub 48,310.00	✓ am
			TOTAL: \$48,310.00	✓ am
			3.00%	

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT	
5796	WB A-1 PAVEMENT MARKING LLC 238 N BIVENS RD , MONROE, NC 28110		Sub 88,900.08	✓ am
			TOTAL: \$88,900.08	✓ am
			5.52%	

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:

NCDOT/berc

Vendor 3186's Load Output for Call 007, Letting L100420, 2010-04-20

BondID: J3L2-RVBU-V3RQ-7XK4
Surety Registry Agency: SurePathNetwork
Verified?: Yes
Surety Agency: Safeco Insurance Company of America
Bond Execution Date: 4/20/2010
Bond Amount: \$80,516.19 (Five Percent of Bid)

State of NC
Dept of Transportation

Date: 03-23-10
Revised:

Contract ID: C202572 Project(s): STATE FUNDED
Letting Date: 04-20-10 Call Order: 007
Bidder: 3186 - Boggs 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		65,000.00
0002	0106000000-E BORROW EXCAVATION	CY	100.000	25.00000		2,500.00
0003	1110000000-E STABILIZER AGGREGATE	TON	460.000	10.00000		4,600.00
0004	1220000000-E INCIDENTAL STONE BASE	TON	345.000	35.00000		12,075.00
0005	1243000000-E SHOULDER CONSTRUCTION	SMI	7.500	2,000.00000		15,000.00
0006	1245000000-E SHOULDER RECONSTRUCTION	SMI	5.000	1,900.00000		9,500.00
0007	1264000000-E DITCHING	LF	1,482.000	1.00000		1,482.00
0008	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	SY	13,750.000	1.40000		19,250.00
0009	1330000000-E INCIDENTAL MILLING	SY	151.000	8.00000		1,208.00
0010	1491000000-E ASPHALT CONC BASE COURSE, TYPE B25.0C	TON	2,945.000	37.00000		108,965.00
0011	1503000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0C	TON	6,815.000	30.00000		204,450.00

State of NC
Dept of Transportation

Date: 03-23-10
Revised:

Contract ID: C202572 Project(s): STATE FUNDED
Letting Date: 04-20-10 Call Order: 007
Bidder: 3186 - Boggs Paving, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	4,205.000 TON	31.00000		130,355.00	
0013	1523000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C	5,275.000 TON	32.00000		168,800.00	
0014	1524000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5C (LEVELING COURSE)	885.000 TON	37.00000		32,745.00	
0015	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	700.000 TON	500.00000		350,000.00	
0016	1565000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	370.000 TON	500.00000		185,000.00	
0017	1704000000-E PATCHING EXISTING PAVEMENT	2,260.000 TON	80.00000		180,800.00	
0018	2612000000-E 6" CONCRETE DRIVEWAY	144.000 SY	55.00000		7,920.00	
0019	2845000000-N ADJUSTMENT OF METER BOXES OR VALVE BOXES	4.000 EA	310.00000		1,240.00	
0020	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	65,234.000 LF	0.42000		27,398.28	
0021	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	74,322.000 LF	0.46000		34,188.12	
0022	4695000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 90 MILS)	313.000 LF	2.50000		782.50	

State of NC
Dept of Transportation

Date: 03-23-10
Revised:

Contract ID: C202572 Project(s): STATE FUNDED
Letting Date: 04-20-10 Call Order: 007
Bidder: 3186 - Boggs Paving, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0023	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	138.000 LF	7.00000		966.00	
0024	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	32.000 EA	125.00000		4,000.00	
0025	4810000000-E PAINT PAVEMENT MARKING LINES (4")	90,948.000 LF	0.16000		14,551.68	
0026	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	1,079.000 EA	6.50000		7,013.50	
0027	6000000000-E TEMPORARY SILT FENCE	1,482.000 LF	1.90000		2,815.80	
0028	6009000000-E STONE FOR EROSION CONTROL, CLASS B	168.000 TON	40.00000		6,720.00	
0029	6012000000-E SEDIMENT CONTROL STONE	84.000 TON	25.00000		2,100.00	
0030	6084000000-E SEEDING & MULCHING	6.000 ACR	1,483.00000		8,898.00	
	Section 0001 Total				1,610,323.88	
	Bid Total				1,610,323.88	

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.

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
 WBE COMMITMENT ITEMS

DATE: 03-23-10
 PAGE: 7

PROPOSAL: C202572
 LETTING: L100420 CALL: 007
 VENDOR: 3186 Boggs Paving, Inc.

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

WBE SUBCONTRACTOR: 5796 A-1 PAVEMENT MARKING LLC						
Will Use Quote: Yes						
0020	4685000000-E	THERMO PVT M LF		65234.000	0.42000	27398.28
0021	4686000000-E	THERMO PVT M LF		74322.000	0.46000	34188.12
0022	4695000000-E	THERMO PVT M LF		313.000	2.50000	782.50
0023	4710000000-E	24"WIDE THER LF		138.000	7.00000	966.00
0024	4725000000-E	THERMO PVT S EA		32.000	125.00000	4000.00
0025	4810000000-E	PAINT PVMT M LF		90948.000	0.16000	14551.68
0026	4900000000-N	PERM RAISED EA		1079.000	6.50000	7013.50

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 88,900.08 ✓ am

TOTAL WBE COMMITMENT FOR VENDOR: Entered: 5.52% or 88900.08 ✓ am
 Required: 4.00% or 64412.96
 <GOAL MET>

Contract Item Sheets For C202572

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	65,000.00	65,000.00
0002	0106000000-E	230	BORROW EXCAVATION	100 CY	25.00	2,500.00
0003	1110000000-E	510	STABILIZER AGGREGATE	460 TON	10.00	4,600.00
0004	1220000000-E	545	INCIDENTAL STONE BASE	345 TON	35.00	12,075.00
0005	1243000000-E	SP	SHOULDER CONSTRUCTION	7.5 SMI	2,000.00	15,000.00
0006	1245000000-E	SP	SHOULDER RECONSTRUCTION	5 SMI	1,900.00	9,500.00
0007	1264000000-E	SP	DITCHING	1,482 LF	1.00	1,482.00
0008	1297000000-E	607	MILLING ASPHALT PAVEMENT, *** DEPTH (1-1/2")	13,750 SY	1.40	19,250.00
0009	1330000000-E	607	INCIDENTAL MILLING	151 SY	8.00	1,208.00
0010	1491000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0C	2,945 TON	37.00	108,965.00
0011	1503000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0C	6,815 TON	30.00	204,450.00
0012	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	4,205 TON	31.00	130,355.00
0013	1523000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5C	5,275 TON	32.00	168,800.00
0014	1524000000-E	SP	ASPHALT CONC SURFACE COURSE, TYPE S9.5C (LEVELING COURSE)	885 TON	37.00	32,745.00
0015	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	700 TON	500.00	350,000.00
0016	1565000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 70-22	370 TON	500.00	185,000.00
0017	1704000000-E	SP	PATCHING EXISTING PAVEMENT	2,260 TON	80.00	180,800.00
0018	2612000000-E	848	6" CONCRETE DRIVEWAY	144 SY	55.00	7,920.00

Contract Item Sheets For C202572

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	2845000000-N	858	ADJUSTMENT OF METER BOXES OR VALVE BOXES	4 EA	310.00	1,240.00
0020	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	65,234 LF	0.42	27,398.28
0021	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	74,322 LF	0.46	34,188.12
0022	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	313 LF	2.50	782.50
0023	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	138 LF	7.00	966.00
0024	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	32 EA	125.00	4,000.00
0025	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	90,948 LF	0.16	14,551.68
0026	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	1,079 EA	6.50	7,013.50
0027	6000000000-E	1605	TEMPORARY SILT FENCE	1,482 LF	1.90	2,815.80
0028	6009000000-E	1610	STONE FOR EROSION CONTROL, CLASS B	168 TON	40.00	6,720.00
0029	6012000000-E	1610	SEDIMENT CONTROL STONE	84 TON	25.00	2,100.00
0030	6084000000-E	1660	SEEDING & MULCHING	6 ACR	1,483.00	8,898.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,610,323.88 ✓

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

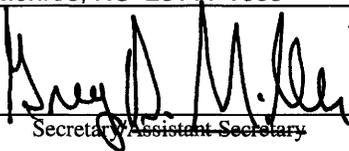
By submitting this Execution of Contract, Non-Collusion affidavit and Debarment Certification, the Contractor is certifying his status under penalty of perjury under the laws of the United States in accordance with the Debarment Certification attached, provided that the Debarment Certification also includes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

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

Boggs Paving, Inc.
Full name of Corporation

PO Box 1609, Monroe, NC 28111-1609
Address as Prequalified

Attest  By 
Secretary/Assistant Secretary President/Vice President/Assistant Vice President
Select appropriate title Select appropriate title

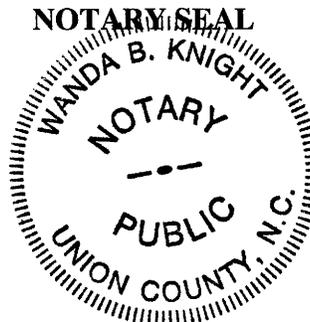
Greg D. Miller
Print or type Signer's name

Carl A. Boggs, III
Print or type Signer's name

CORPORATE SEAL

AFFIDAVIT MUST BE NOTARIZED

Subscribed and sworn to before me this the
5th day of may 2010.
Wanda B. Knight
Signature of Notary Public
of Union County
State of North Carolina
My Commission Expires: 12-21-2011



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 C202572

County (ies): Union

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION



Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract No. C202572
County Union

Rev 2-1-10

Bond No. 6697057

CONTRACT PAYMENT BOND

Date of Payment Bond Execution May 7, 2010

Name of Principal Contractor Boggs Paving, Inc.

Name of Surety: Safeco Insurance Company of America

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

Amount of Bond: One Million Six Hundred Ten Thousand
Three Hundred Twenty Three Dollars and 88/100 (\$1,610,323.88)

Contract ID No.: C202572

County Name: Union

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. C202572
County Union

Rev 2-1-10

CONTRACT PAYMENT BOND

Affix Seal of Surety Company

Safeco Insurance Company of America
Print or type Surety Company Name

By Heidi K. Harrell
Print, stamp or type name of Attorney-in-Fact



Heidi K. Harrell
Signature of Attorney-in-Fact

Frances Burdette
Signature of Witness

Frances Burdette
Print or type Signer's name

1441 Main Street

Columbia SC 29201
Address of Attorney-in-Fact

Contract No. C202572
County Union

Rev 2-1-10

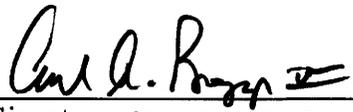
CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

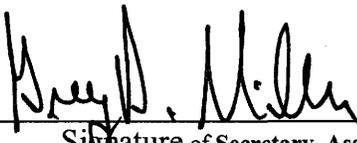
Boggs Paving, Inc.
Full name of Corporation

PO Box 1609 Monroe NC 28111-1609
Address as prequalified

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

CARL A. BOGGS, III
Print or type Signer's name

Affix Corporate Seal

Attest 
Signature of ~~Secretary, Assistant Secretary~~
Select appropriate title

GREG D. MILLER
Print or type Signer's name

Contract No. C202572
County Union

Rev 2-1-10

Bond No. 6697057

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: May 7, 2010

Name of Principal Contractor: Boggs Paving, Inc.

Name of Surety: Safeco Insurance Company of America

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

Amount of Bond: One Million Six Hundred Ten Thousand Three Hundred Twenty Three Dollars and 88/100 (\$1,610,323.88)

Contract ID No.: C202572

County Name: Union

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. C202572
County Union

Rev 2-1-10

CONTRACT PERFORMANCE BOND

Affix Seal of Surety Company

Safeco Insurance Company of America
Print or type Surety Company Name

By Heidi K. Harrell
Print, stamp or type name of Attorney-in-Fact



Heidi K. Harrell
Signature of Attorney-in-Fact

Frances Burdette
Signature of Witness

Frances Burdette
Print or type Signer's name

1441 Main Street
Columbia SC 29201
Address of Attorney-in-Fact

Contract No. C202572
County Union

Rev 2-1-10

CONTRACT PERFORMANCE BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

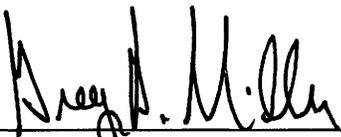
Boggs Paving, Inc.
Full name of Corporation

PO Box 1609 Monroe NC 28111-1609
Address as prequalified

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

CARL A. BOGGS, III
Print or type Signer's name

Affix Corporate Seal

Attest 
Signature of Secretary, ~~Assistant Secretary~~
Select appropriate title

GREG D. MILLER
Print or type Signer's name

POWER
OF ATTORNEY

No. _____

KNOW ALL BY THESE PRESENTS:

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

Heidi K. Harrell Columbia SC

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

Surety Bond Number: 6697057
Principal: Boggs Paving, Inc.
Obligee: North Carolina Department of Transportation
Amount of Bond: See Bond Form

IN WITNESS WHEREOF, **SAFECO INSURANCE COMPANY OF AMERICA** and **GENERAL INSURANCE COMPANY OF AMERICA** has executed and attested these presents

this 7th day of May, 2010

Dexter R. Legg, Secretary

Timothy A. Mikolajewski, Vice President

CERTIFICATE

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

"Article 8, Section 8.1 1. - FIDELITY AND SURETY BONDS . . . the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the corporation fidelity and surety bonds and other documents of similar character issued by the corporation in the course of its business . . . On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the corporation, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

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

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

this 7th day of May, 2010



Dexter R. Legg, Secretary