

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

C202624

CONTRACT AND
CONTRACT BONDS
FOR CONTRACT NO. C202624

WBS 42901 STATE FUNDED

COUNTY OF CARTERET
THIS IS THE ROADWAY CONTRACT
ROUTE NUMBER NC 58 LENGTH 10.400 MILES
LOCATION NC-58 FROM INDIAN BEACH CITY LIMIT TO N END OF EMERALD ISLE
BRG, NC-58 FROM N OF NC-24 TO S OF TAYLOR NOTION RD.

CONTRACTOR ONSLow GRADING & PAVING INC.
ADDRESS 115 ATLAS BROWN DRIVE
JACKSONVILLE, NC 28540

BIDS OPENED OCTOBER 19, 2010
CONTRACT EXECUTION NOV 10 2010

NCDOT/berc

Vendor 2738's Bid Information for Call 002, Letting L101019, 2010-10-19

Onslow Grading Paving, Inc. (2738).

Vendor 1 of 3 Vendors for Call Order 002 (Proposal ID C202624).

County:	CARTERET		
Address:	115 Atlas Brown Dr. Jacksonville, NC 28540		
Phone Number:	910-346-8266		
Signature Check:	This bid has been properly signed by Atlas_Jeffrey_Brown_2738.		
Time Bid Received:	Tue Oct 19 13:09:19 2010		
Bid Checksum:	62D2E231		
Amendment Count:	0	MBE GOAL SET	2.0
Bidding Errors:	No bidding errors.		
Bid Total:	\$1,689,920.01 ✓	MBE GOAL MET	2.0
Bond ID:	SNC10746460		
Bond was Verified:	Yes.		
Bond Required Percent:	5.00%	WBE GOAL SET	4.0
Minimum Check Amount:	\$84,496.00		
Bid Security Maximum:	\$		
Bond Agency Name:		WBE GOAL MET	4.0
Agency Execution Date:	10/8/2010 9:38:57 AM		
Surety Name:	RLI Insurance Company		
Surety State of Incorporation:			
Bond Company:			
Bond Type:			
Bond Appr Flag:			
Bond Affirm:			
Bond was Paid by Check:	No.		

NCDOT/berc

Vendor 2738's Load Output for Call 002, Letting L101019, 2010-10-19

Bid Bond Data Info - Contractor Responses:

=====

BondID: SNC10746460
Surety Registry Agency: surety2000
Verified?: Yes
Surety Agency: RLI Insurance Company
Bond Execution Date: 10/8/2010 9:38:57 AM
Bond Amount: \$84,496.00 (Five Percent of Bid)

State of NC
 Dept of Transportation
 Contract ID: C202624
 Letting Date: 10-19-10
 Bidder: 2738 - Onslow Grading & Paving, Inc.

Date: 09-20-10
 Revised:

Project(s): STATE FUNDED

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			24,450.00
0002	0043000000-N GRADING	LUMP	LUMP			17,000.00
0003	1121000000-E AGGREGATE BASE COURSE	TON	109.000	28.25000		3,079.25
0004	1220000000-E INCIDENTAL STONE BASE	TON	100.000	38.75000		3,875.00
0005	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	TON	300.000	58.85000		17,655.00
0006	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	TON	230.000	54.40000		12,512.00
0007	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	TON	20,057.000	37.75000		757,151.75
0008	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	TON	1,226.000	525.00000		643,650.00
0009	1704000000-E PATCHING EXISTING PAVEMENT	TON	800.000	140.00000		112,000.00
0010	2612000000-E 6" CONCRETE DRIVEWAY	SY	250.000	45.00000		11,250.00
0011	4685000000-E THERMOPLAST IC PAVEMENT MARKINGLINES (4", 90 MILS)	LF	111,784.000	0.36000		40,242.24

State of NC
Dept of Transportation

Date: 09-20-10
Revised:

Contract ID: C202624 Project(s): STATE FUNDED
Letting Date: 10-19-10 Call Order: 002
Bidder: 2738 - Onslow Grading & Paving, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	84,495.000 LF	0.41000		34,642.95	
0013	4697000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 120 MILS)	92.000 LF	3.00000		276.00	
0014	4702000000-E THERMOPLAST IC PAVEMENT MARKING LINES (12", 120 MILS)	50.000 LF	3.00000		150.00	
0015	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	24.000 LF	12.00000		288.00	
0016	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	35.000 EA	120.00000		4,200.00	
0017	6000000000-E TEMPORARY SILT FENCE	1,718.000 LF	2.49000		4,277.82	
0018	6012000000-E SEDIMENT CONTROL STONE	4.000 TON	80.00000		320.00	
0019	6036000000-E MATTING FOR EROSION CONTROL	100.000 SY	1.75000		175.00	
0020	6042000000-E 1/4" HARDWARE CLOTH	75.000 LF	3.00000		225.00	
0021	6071010000-E WATTLE	20.000 LF	5.00000		100.00	
0022	6071020000-E POLYACRYLAMIDE (PAM)	5.000 LB	10.00000		50.00	
0023	6084000000-E SEEDING & MULCHING	1.000 ACR	1,750.00000		1,750.00	

State of NC
 Dept of Transportation

Date: 09-20-10
 Revised:

Contract ID: C202624 Project(s): STATE FUNDED
 Letting Date: 10-19-10 Call Order: 002
 Bidder: 2738 - Onslow Grading & Paving, Inc.

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0024	6090000000-E SEED FOR REPAIR SEEDING	50.000 LB	10.00000		500.00	
0025	6093000000-E FERTILIZER FOR REPAIR SEEDING	0.200 TON	500.00000		100.00	
Section 0001 Total						1,689,920.01
Bid Total						1,689,920.01

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: 09-20-10
 PAGE: 6

PROPOSAL: C202624
 LETTING: L101019 CALL: 002
 VENDOR: 2738 Onslow Grading & Paving, Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT	
MBE SUBCONTRACTOR: 4720 MILITARY & FEDERAL CONSTRUCTION CO., INC							
Will Use Quote: Yes							
0007	1519000000-E	ASP CONC SUR	TON	6775.000	5.00000	33875.00	✓ arm
MBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						33,875.00	✓ arm
TOTAL MBE COMMITMENT FOR VENDOR:				Entered:	2.00% or	33875.00	✓ arm
				Required:	2.00% or	33798.40	
							<GOAL MET>

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
WBE COMMITMENT ITEMS

DATE:09-20-10
PAGE: 7

PROPOSAL: C202624
LETTING: L101019 CALL: 002
VENDOR: 2738 Onslow Grading & Paving, Inc.

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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WBE SUBCONTRACTOR: 5174 SHERRY'S SEEDING & GRASS CUTTING, INC.
Will Use Quote: Yes

0017	6000000000-E	TEMPORARY SI	LF	1718.000	2.49000	4277.82
0019	6036000000-E	MATTING FOR	SY	100.000	1.75000	175.00
0021	6071010000-E	WATTLE	LF	20.000	5.00000	100.00
0022	6071020000-E	POLYACRYLAMI	LB	5.000	10.00000	50.00
0023	6084000000-E	SEEDING AND	ACR	1.000	1750.00000	1750.00
0024	6090000000-E	SEED FOR REP	LB	50.000	10.00000	500.00
0025	6093000000-E	FERT FOR REP	TON	0.200	500.00000	100.00

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 6,952.82 ✓ arm

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

0001	0000100000-N	MOBILIZATION	LS	1.000	5200.00000	5200.00
Work Zone Signage						

WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 5,200.00 ✓ arm

WBE SUBCONTRACTOR: 4638 THAD ADAMS TRUCKING, INC.
Will Use Quote: Yes

0007	1519000000-E	ASP CONC SUR	TON	3600.000	5.00000	18000.00
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WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 18,000.00 ✓ arm

WBE SUBCONTRACTOR: 7621 DOSS TRUCKING INC
Will Use Quote: Yes

0007	1519000000-E	ASP CONC SUR	TON	7500.000	5.00000	37500.00
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WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 37,500.00 ✓ arm

TOTAL WBE COMMITMENT FOR VENDOR: Entered: 4.00% or 67652.82 ✓ arm
Required: 4.00% or 67596.80
<GOAL MET>

Contract Item Sheets For C202624

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	24,450.00	24,450.00
0002	0043000000-N	226	GRADING	Lump Sum LS	17,000.00	17,000.00
0003	1121000000-E	520	AGGREGATE BASE COURSE	109 TON	28.25	3,079.25
0004	1220000000-E	545	INCIDENTAL STONE BASE	100 TON	38.75	3,875.00
0005	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	300 TON	58.85	17,655.00
0006	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	230 TON	54.40	12,512.00
0007	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	20,057 TON	37.75	757,151.75
0008	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	1,226 TON	525.00	643,650.00
0009	1704000000-E	SP	PATCHING EXISTING PAVEMENT	800 TON	140.00	112,000.00
0010	2612000000-E	848	6" CONCRETE DRIVEWAY	250 SY	45.00	11,250.00
0011	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	111,784 LF	0.36	40,242.24
0012	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	84,495 LF	0.41	34,642.95
0013	4697000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 120 MILS)	92 LF	3.00	276.00
0014	4702000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (12", 120 MILS)	50 LF	3.00	150.00
0015	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	24 LF	12.00	288.00
0016	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	35 EA	120.00	4,200.00
0017	6000000000-E	1605	TEMPORARY SILT FENCE	1,718 LF	2.49	4,277.82
0018	6012000000-E	1610	SEDIMENT CONTROL STONE	4 TON	80.00	320.00

Contract Item Sheets For C202624

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0019	6036000000-E	1631	MATTING FOR EROSION CONTROL	100 SY	1.75	175.00
0020	6042000000-E	1632	1/4" HARDWARE CLOTH	75 LF	3.00	225.00
0021	6071010000-E	SP	WATTLE	20 LF	5.00	100.00
0022	6071020000-E	SP	POLYACRYLAMIDE (PAM)	5 LB	10.00	50.00
0023	6084000000-E	1660	SEEDING & MULCHING	1 ACR	1,750.00	1,750.00
0024	6090000000-E	1661	SEED FOR REPAIR SEEDING	50 LB	10.00	500.00
0025	6093000000-E	1661	FERTILIZER FOR REPAIR SEEDING	0.2 TON	500.00	100.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$1,689,920.01 ✓

1114/Oct27/Q221527.2/D95470130000/E25

C202624

Contract No. _____
County Carteret

Rev. 7-12-10

**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, that the Contractor has not been convicted of violating N.C.G.S. § 133-24 within the last three years, and that the Contractor intends to do the work with its 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

Onslow Grading & Paving, Inc.

Full name of Corporation

115 Atlas Brown Dr., Jacksonville, NC 28540

Address as Prequalified

Attest Edith R. Brown
Secretary/~~Assistant Secretary~~
Select appropriate title

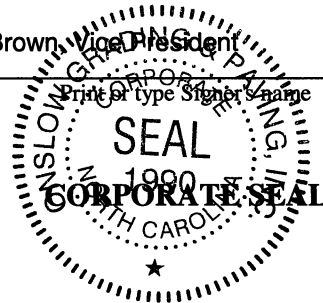
By A. Jeff Brown
~~President~~ Vice President/Assistant Vice President
Select appropriate title

Edith R. Brown, Secretary

Print or type Signer's name

A. Jeff Brown, Vice President

Print or type Signer's name



AFFIDAVIT MUST BE NOTARIZED

Subscribed and sworn to before me this the

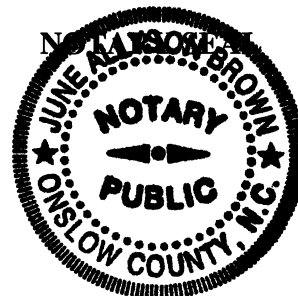
1 day of November 2010

June Allyson Brown
Signature of Notary Public

of Onslow County

State of N.C.

My Commission Expires: 2-14-11



DEBARMENT CERTIFICATION

Conditions for certification:

1. The prequalified bidder shall provide immediate written notice to the Department if at any time the bidder learns that his certification was erroneous when he submitted his debarment certification or explanation filed 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 prequalified bidder 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 prequalified bidder 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 prequalified bidder 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 bidder 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 6 herein, the Department may terminate any contract if the bidder 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 prequalified 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.
- e. Will submit a revised Debarment Certification immediately if his status changes and will show in his bid proposal an explanation for the change in status.

If the prequalified bidder 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 prequalified bidder's bid being considered non-responsive.

Check here if an explanation is attached to this certification.

Contract No C202624

County (ies): Carteret

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

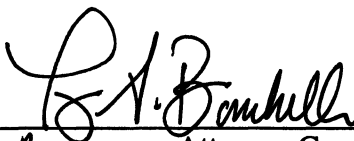


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Assistant

Attorney General

Contract No. C202624
County Carteret

CONTRACT PAYMENT BOND

Date of Payment Bond Execution October 28, 2010

Name of Principal Contractor Onslow Grading & Paving, Inc.

Name of Surety: RLI Insurance Company

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

Amount of Bond: \$1,689,920.01

Contract ID No.: C202624

County Name: Carteret

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. C202624
Country Carteret

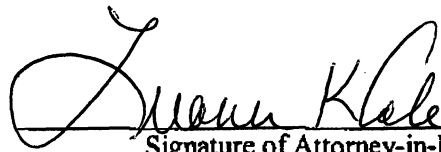
Rev 2-1-10


CONTRACT PAYMENT BOND

Affix Seal of Surety Company

RLI Insurance Company
Print or type Surety Company Name

By Luann K. Cole
Print, stamp or type name of Attorney-in-Fact


Signature of Attorney-in-Fact


Signature of Witness

Gary A. Levitch
Print or type Signer's name

827 Gum Branch Road, Jacksonville, NC 28540
Address of Attorney-in-Fact

Contract No. C202624
County Carteret

Rev 2-1-10

CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

Onslow Grading & Paving, Inc.

Full name of Corporation

115 Atlas Brown Drive, Jacksonville, NC 28540

Address as prequalified

By A. Jeff Brown
Signature of ~~President, Vice President, Assistant Vice President~~
Select appropriate title

A. Jeff Brown
Print or type Signer's name



Attest Edith R. Brown
Signature of ~~Secretary, Assistant Secretary~~
Select appropriate title

Edith R. Brown
Print or type Signer's name

Contract No. C202624
County Carteret

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: October 28, 2010

Name of Principal Contractor: Onslow Grading & Paving, Inc.

Name of Surety: RLI Insurance Company

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

Amount of Bond: \$1,689,920.01

Contract ID No.: C202624

County Name: Carteret

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. C202624
County Carteret

Rev 2-1-10

CONTRACT PERFORMANCE BOND

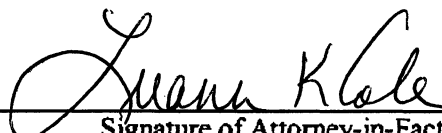
Affix Seal of Surety Company

RLI Insurance Company


Print or type Surety Company Name

By Luann K. Cole

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



Signature of Attorney-in-Fact



Signature of Witness

Gary A. Levitch

Print or type Signer's name

827 Gum Branch Road, Jacksonville, NC 28540

Address of Attorney-in-Fact

Contract No. C202624
County Carteret

Rev 2-1-10

CONTRACT PERFORMANCE BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

Onslow Grading & Paving, Inc.

Full name of Corporation

115 Atlas Brown Drive, Jacksonville, NC 28540

Address as prequalified

By A. Jeff Brown
Signature of ~~President, Vice President, Assistant Vice President~~
Select appropriate title



A. Jeff Brown
Print or type Signer's name

Affix Corporate Seal

Attest Edith R. Brown
Signature of ~~Secretary, Assistant Secretary~~
Select appropriate title

EDITH R. BROWN
Print or type Signer's name



RLI Surety
 P.O. Box 3967 | Peoria, IL 61612-3967
 Phone: (800)645-2402 | Fax: (309)689-2036
 www.rlicorp.com

POWER OF ATTORNEY

RLI Insurance Company

Know All Men by These Presents:

That this Power of Attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer if desired.

That **RLI Insurance Company**, an Illinois corporation, does hereby make, constitute and appoint:
Gary A. Levitch, Luann K. Cole, W. D. Mills Jr., jointly or severally.

in the City of Jacksonville, State of North Carolina its true and lawful Agent and Attorney in Fact, with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as Surety, the following described bond.

Any and all bonds, undertakings, and recognizances in an amount not to exceed Ten Million Dollars (\$10,000,000) for any single obligation.

The acknowledgment and execution of such bond by the said Attorney in Fact shall be as binding upon this Company as if such bond had been executed and acknowledged by the regularly elected officers of this Company.

The **RLI Insurance Company** further certifies that the following is a true and exact copy of the Resolution adopted by the Board of Directors of **RLI Insurance Company**, and now in force to-wit:

"All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

IN WITNESS WHEREOF, the **RLI Insurance Company** has caused these presents to be executed by its Vice President with its corporate seal affixed this 4th day of March, 2010.

State of Illinois }
 County of Peoria } SS



RLI Insurance Company

By: [Signature]
 Roy C. Die Vice President

CERTIFICATE

On this 4th day of March, 2010, before me, a Notary Public, personally appeared Roy C. Die, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of the **RLI Insurance Company** and acknowledged said instrument to be the voluntary act and deed of said corporation.

I, the undersigned officer of **RLI Insurance Company**, a stock corporation of the State of Illinois, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable; and furthermore, that the Resolution of the Company as set forth in the Power of Attorney, is now in force. In testimony whereof, I have hereunto set my hand and the seal of the **RLI Insurance Company** this 28th day of October, 2010.

By: [Signature: Cherie L. Montgomery]
 Cherie L. Montgomery Notary Public

RLI Insurance Company

By: [Signature]
 Roy C. Die Vice President

