

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

C202676

CONTRACT AND  
CONTRACT BONDS  
FOR CONTRACT NO. C202676

WBS 5C.035044, 5C.091033, 5CR.10351.10, 5CR.20351.10 STATE FUNDED

COUNTY OF FRANKLIN, VANCE  
THIS IS THE ROADWAY CONTRACT  
ROUTE NUMBER NC 561 LENGTH 29.150 MILES  
LOCATION NC-561 FROM US-401 TO CENTERVILLE WESTERN TOWN LIMIT, AND 7  
SECTIONS OF SECONDARY ROADS.

CONTRACTOR S. T. WOOTEN CORPORATION  
ADDRESS P.O. BOX 2408  
WILSON, NC 278942408

BIDS OPENED JANUARY 18, 2011  
CONTRACT EXECUTION FEB 03 2011

**S. T. Wooten Corporation (3760).**

**Vendor 3 of 3 Vendors for Call Order 007 (Proposal ID C202676).**

County: FRANKLIN, VANCE  
Address: PO Box 2408  
Wilson, NC 27893  
Phone Number: 252-291-5165  
Signature Check: This bid has been properly signed by Richard E. Vick\_3760.  
Time Bid Received: Tue Jan 18 11:11:58 2011  
Bid Checksum: CBAFE03A MBE GOAL SET 4.0  
Amendment Count: 0  
Bidding Errors: This bid contains errors.  
Bid Total: \$3,817,883.11 ✓ MBE GOAL MET 4.0  
Bond ID: YN75-U7HD-CKFK-FQPX  
Bond was Verified: Yes. WBE GOAL SET 4.0  
Bond Required Percent: 5.00%  
Minimum Check Amount: \$190,894.16  
Bid Security Maximum: \$ WBE GOAL OBT 3.3  
Bond Agency Name:  
Agency Execution Date: 1/18/2011  
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

8885 MB	OZON W LEWIS DBA LEWIS HAULING 4681 BELLTOWN RD , OXFORD, NC 27565	Sub	22,000.00	✓	arm
4957 MB	DAVID L WILLIAMS DBA D L WILLIA 255 MICHAEL QUARRY RD. , NORLINA, NC 27563	Sub	22,000.00	✓	arm
5856 MB	CHARLES SHAW DBA CLSHAW#1 P.O. BOX 542 , NORLINA, NC 27563	Sub	25,000.00	✓	arm
7721 MB	BONILLA TRUCKING LLC 1437 NICHOLAS STREET , HENDERSON, NC 275365330	Sub	25,000.00	✓	arm
6956 MB	REGINALD LLOYD DBA LLOYD'S TRUC 3710 STAGECOACH RD , HENDERSON, NC 27537	Sub	25,000.00	✓	arm
7624 MB	KENNETH L HOWARD DBA KL HOWARD 4037 LYN STREET , OXFORD, NC 27565	Sub	35,000.00	✓	arm
			TOTAL:	\$154,000.00	
				4.03%	

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT		
2446 WB	HAROLD A. PURYEAR TRUCKING CO. 5844 LEASE LANE , RALEIGH, NC 27617	Sub	59,884.00	✓	arm
3765 WB	STAY ALERT SAFETY SERVICES INC POST OFFICE BOX 467 , KERNERSVILLE, NC 27285	Sub	7,880.00	✓	arm
2095 WB	PARRISH CO INC 501 BETHLEHEM PIKE , PARIS, KY 40361	Sub	56,297.28	✓	arm
			TOTAL:	\$124,061.28	
				3.25%	

Miscellaneous Data Info - Contractor Responses:

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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

NCDOT/berc

Vendor 3760's Load Output for Call 007, Letting L110118, 2011-01-18

NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED  
NOT ANSWERED

Bid Bond Data Info - Contractor Responses:

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BondID: YN75-U7HD-CKFK-FQPX  
Surety Registry Agency: SurePathNetwork  
Verified?: Yes  
Surety Agency: Safeco Insurance Company of America  
Bond Execution Date: 1/18/2011  
Bond Amount: \$190,894.16 (Five Percent of Bid)

State of NC  
 Dept of Transportation

Date: 12-20-10  
 Revised:

Contract ID: C202676 Project(s): STATE FUNDED  
 Letting Date: 01-18-11 Call Order: 007  
 Bidder: 3760 - S. T. Wooten Corporation

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		185,000.00
0002	0106000000-E BORROW EXCAVATION	CY	3,143.000	15.00000		47,145.00
0003	1220000000-E INCIDENTAL STONE BASE	TON	1,152.000	25.00000		28,800.00
0004	1245000000-E SHOULDER RECONSTRUCTION	SMI	58.700	1,500.00000		88,050.00
0005	1297000000-E MILLING ASPHALT PAVEMENT, ***"DEPTH (1-1/2")	SY	179,360.000	0.85000		152,456.00
0006	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	TON	12,050.000	32.00000		385,600.00
0007	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	TON	3,922.000	32.00000		125,504.00
0008	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	TON	15,009.000	32.00000		480,288.00
0009	1525000000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	TON	16,193.000	32.00000		518,176.00
0010	1525100000-E ASPHALT CONC SURFACE COURSE, TYPE SF9.5A (LEVELING COURSE)	TON	1,112.000	32.00000		35,584.00

State of NC  
Dept of Transportation

Date: 12-20-10  
Revised:

Contract ID: C202676  
Letting Date: 01-18-11 Call Order: 007  
Bidder: 3760 - S. T. Wooten Corporation

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	2,722.000 TON	370.00000		1,007,140.00	
0012	1704000000-E PATCHING EXISTING PAVEMENT	5,200.000 TON	79.75000		414,700.00	
0013	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	313,654.000 LF	0.37000		116,051.98	
0014	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	239,846.000 LF	0.45000		107,930.70	
0015	4695000000-E THERMOPLAST IC PAVEMENT MARKING LINES (8", 90 MILS)	600.000 LF	2.50000		1,500.00	
0016	4705000000-E THERMOPLAST IC PAVEMENT MARKING LINES (16", 120 MILS)	200.000 LF	3.50000		700.00	
0017	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	454.000 LF	5.00000		2,270.00	
0018	4721000000-E THERMOPLAST IC PAVEMENT MARKING CHARACTER (120 MILS)	40.000 EA	100.00000		4,000.00	
0019	4725000000-E THERMOPLAST IC PAVEMENT MARKING SYMBOL (90 MILS)	7.000 EA	100.00000		700.00	
0020	4810000000-E PAINT PAVEMENT MARKING LINES (4")	287,820.000 LF	0.08000		23,025.60	
0021	4835000000-E PAINT PAVEMENT MARKING LINES (24")	30.000 LF	4.00000		120.00	

State of NC  
 Dept of Transportation

Date: 12-20-10  
 Revised:

Contract ID: C202676 Project(s): STATE FUNDED  
 Letting Date: 01-18-11 Call Order: 007  
 Bidder: 3760 - S. T. Wooten Corporation

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0022	4845000000-N PAINT PAVEMENT MARKING SYMBOL	3.000 EA	50.00000		150.00	
0023	4900000000-N PERMANENT RAISED PAVEMENT MARKERS	973.000 EA	3.75000		3,648.75	
0024	4905000000-N SNOWPLOWABLE PAVEMENT MARKERS	786.000 EA	22.80000		17,920.80	
0025	6000000000-E TEMPORARY SILT FENCE	4,300.000 LF	2.50000		10,750.00	
0026	6071010000-E WATTLE	100.000 LF	10.00000		1,000.00	
0027	6071020000-E POLYACRYLAMIDE (PAM)	5.000 LB	20.00000		100.00	
0028	6084000000-E SEEDING & MULCHING	40.560 ACR	1,388.00000		56,297.28	
0029	7444000000-E INDUCTIVE LOOP SAWCUT	500.000 LF	5.75000		2,875.00	
0030	7456000000-E LEAD-IN CABLE (*****)(14-2)	200.000 LF	2.00000		400.00	
Section 0001 Total						3,817,883.11
Bid Total						3,817,883.11

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: 12-20-10  
 PAGE: 6

PROPOSAL: C202676  
 LETTING: L110118 CALL: 007  
 VENDOR: 3760 S. T. Wooten Corporation

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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MBE SUBCONTRACTOR: 8885 OZON W LEWIS DBA LEWIS HAULING SERVICE  
 Will Use Quote: Yes

0002	0106000000-E	BORROW EXCAV CY		1466.667	15.00000	22000.00
		Hauling borrow				

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 22,000.00 ✓ am

MBE SUBCONTRACTOR: 4957 DAVID L WILLIAMS DBA D L WILLIAMS DUMP TRUCK SERVI  
 Will Use Quote: Yes

0002	0106000000-E	BORROW EXCAV CY		1466.667	15.00000	22000.00
		Hauling borrow				

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 22,000.00 ✓ am

MBE SUBCONTRACTOR: 5856 CHARLES SHAW DBA CLSHAW#1  
 Will Use Quote: Yes

0006	1489000000-E	ASP CONC BAS TON		625.000	32.00000	20000.00
		Hauling asphalt to various maps				
0007	1498000000-E	ASP CONC INT TON		156.250	32.00000	5000.00
		Hauling asphalt - Map 1				

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 25,000.00 ✓ am

MBE SUBCONTRACTOR: 7721 BONILLA TRUCKING LLC  
 Will Use Quote: Yes

0006	1489000000-E	ASP CONC BAS TON		781.250	32.00000	25000.00
		Hauling asphalt to various maps				

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 25,000.00 ✓ am

MBE SUBCONTRACTOR: 6956 REGINALD LLOYD DBA LLOYD'S TRUCKING  
 Will Use Quote: Yes

0008	1519000000-E	ASP CONC SUR TON		781.250	32.00000	25000.00
		Hauling asphalt to various maps				

MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 25,000.00 ✓ am

MBE SUBCONTRACTOR: 7624 KENNETH L HOWARD DBA KL HOWARD TRUCKING  
 Will Use Quote: Yes

0009	1525000000-E	ASP CONC SUR TON		1093.750	32.00000	35000.00
		Hauling asphalt - various maps				

Check: CBAFE03A Page 6

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
MBE COMMITMENT ITEMS

DATE: 12-20-10  
PAGE: 7

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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MBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 35,000.00 ✓ am

TOTAL MBE COMMITMENT FOR VENDOR: Entered: 4.03% or 154000.00 ✓ am  
Required: 4.00% or 152715.32  
<GOAL MET>

NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
WBE COMMITMENT ITEMS

DATE: 12-20-10  
PAGE: 8

PROPOSAL: C202676  
LETTING: L110118 CALL: 007  
VENDOR: 3760 S. T. Wooten Corporation

LINE NO.	ITEM NO.	ITEM DESC.	UNIT TYPE	SUBCONTRACTOR QUANTITY	SUBCONTRACTOR UNIT PRICE	EXTENDED AMOUNT
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WBE SUBCONTRACTOR: 2446 HAROLD A. PURYEAR TRUCKING CO.  
Will Use Quote: Yes

0011	1560000000-E	ASP FOR PLAN TON Hauling Liquid		2722.000	22.00000	59884.00
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WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 59,884.00 ✓ am

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

0001	0000100000-N	MOBILIZATION LS Install, maintain & Remove stationary signage		1.000	7880.00000	7880.00
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WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 7,880.00 ✓ am

WBE SUBCONTRACTOR: 2095 PARRISH CO INC  
Will Use Quote: Yes

0028	6084000000-E	SEEDING AND ACR		40.560	1388.00000	56297.28
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WBE COMMITMENT TOTAL FOR SUBCONTRACTOR: 56,297.28 ✓ am

TOTAL WBE COMMITMENT FOR VENDOR: Entered: 3.25% or 124061.28 ✓ am  
Required: 4.00% or 152715.32  
<GOAL NOT MET>

## Contract Item Sheets For C202676

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
<b>ROADWAY ITEMS</b>						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	185,000.00	185,000.00
0002	0106000000-E	230	BORROW EXCAVATION	3,143 CY	15.00	47,145.00
0003	1220000000-E	545	INCIDENTAL STONE BASE	1,152 TON	25.00	28,800.00
0004	1245000000-E	SP	SHOULDER RECONSTRUCTION	58.7 SMI	1,500.00	88,050.00
0005	1297000000-E	607	MILLING ASPHALT PAVEMENT, **** DEPTH (1-1/2")	179,360 SY	0.85	152,456.00
0006	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	12,050 TON	32.00	385,600.00
0007	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	3,922 TON	32.00	125,504.00
0008	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	15,009 TON	32.00	480,288.00
0009	1525000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A	16,193 TON	32.00	518,176.00
0010	1525100000-E	SP	ASPHALT CONC SURFACE COURSE, TYPE SF9.5A (LEVELING COURSE)	1,112 TON	32.00	35,584.00
0011	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	2,722 TON	370.00	1,007,140.00
0012	1704000000-E	SP	PATCHING EXISTING PAVEMENT	5,200 TON	79.75	414,700.00
0013	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	313,654 LF	0.37	116,051.98
0014	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	239,846 LF	0.45	107,930.70
0015	4695000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (8", 90 MILS)	600 LF	2.50	1,500.00
0016	4705000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (16", 120 MILS)	200 LF	3.50	700.00
0017	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	454 LF	5.00	2,270.00

## Contract Item Sheets For C202676

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0018	4721000000-E	1205	THERMOPLASTIC PAVEMENT MARKING CHARACTER (120 MILS)	40 EA	100.00	4,000.00
0019	4725000000-E	1205	THERMOPLASTIC PAVEMENT MARKING SYMBOL (90 MILS)	7 EA	100.00	700.00
0020	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	287,820 LF	0.08	23,025.60
0021	4835000000-E	1205	PAINT PAVEMENT MARKING LINES (24")	30 LF	4.00	120.00
0022	4845000000-N	1205	PAINT PAVEMENT MARKING SYMBOL	3 EA	50.00	150.00
0023	4900000000-N	1251	PERMANENT RAISED PAVEMENT MARKERS	973 EA	3.75	3,648.75
0024	4905000000-N	1253	SNOWPLOWABLE PAVEMENT MARKERS	786 EA	22.80	17,920.80
0025	6000000000-E	1605	TEMPORARY SILT FENCE	4,300 LF	2.50	10,750.00
0026	6071010000-E	SP	WATTLE	100 LF	10.00	1,000.00
0027	6071020000-E	SP	POLYACRYLAMIDE (PAM)	5 LB	20.00	100.00
0028	6084000000-E	1660	SEEDING & MULCHING	40.56 ACR	1,388.00	56,297.28
0029	7444000000-E	1725	INDUCTIVE LOOP SAWCUT	500 LF	5.75	2,875.00
0030	7456000000-E	1726	LEAD-IN CABLE (*****) (14-2)	200 LF	2.00	400.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$3,817,883.11 ✓

Contract No. C202676  
County Franklin Vance

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**

S.T. WOOTEN CORPORATION

Full name of Corporation

P.O. Box 2408 WILSON, NC 27894

Address as Prequalified

Attest

*Douglas W. Godwin*  
Secretary/Assistant Secretary  
Select appropriate title

By

*H. D. Butts Jr*  
President/Vice President/Assistant Vice President  
Select appropriate title

Douglas W. Godwin  
Print or type Signer's name

HENRY D. BUTTS JR  
Print or type Signer's name

**CORPORATE SEAL**

**AFFIDAVIT MUST BE NOTARIZED**

Subscribed and sworn to before me this the

27 day of JANUARY 2011.

*Dana R. Radford*  
Signature of Notary Public

**NOTARY SEAL**

of WILSON County

State of NORTH CAROLINA

My Commission Expires: 2/5/13

## 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**     **C202676**

**County (ies):**   **Franklin-Vance**

**ACCEPTED BY THE  
DEPARTMENT OF TRANSPORTATION**



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**Contract Officer**

2/3/11

---

**Date**

**Execution of Contract and Bonds  
Approved as to Form:**



---

**Assistant**

**Attorney General**

Contract No. C202676  
 County FRANKLIN, VANCE

### CONTRACT PAYMENT BOND

Date of Payment Bond Execution February 1, 2011

Name of Principal Contractor S.T. Wooten Corporation

Name of Surety: Safeco Insurance Co. of America  
2359 Perimeter Pointe Parkway, Suite 160  
Charlotte, NC 28208

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

Amount of Bond: \$3,817,883.11

Contract ID No.: C202676

County Name: FRANKLIN, VANCE

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. C202676  
County FRANKLIN, VANCE

**CONTRACT PAYMENT BOND**

*Affix Seal of Surety Company*

Safeco Insurance Co. of America  
Print or type Surety Company Name

By Debra S. Ritter, Attorney-in-Fact  
Print, stamp or type name of Attorney-in-Fact

Debra S. Ritter  
Signature of Attorney-in-Fact

Ramona Fewell  
Signature of Witness

Ramona Fewell  
Print or type Signer's Name

Thomas Rutherford, Inc.  
6230 Fairview Road Suite 230  
Charlotte, NC 28210  
Address of Attorney-in-Fact

Contract No. C202676  
County FRANKLIN VANCE

**CONTRACT PAYMENT BOND**

**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

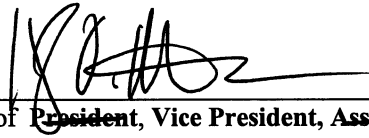
S. T. Wooten Corporation

Full name of Corporation

Post Office Box 2408; Wilson, North Carolina 27894-2408

Address as prequalified

By:



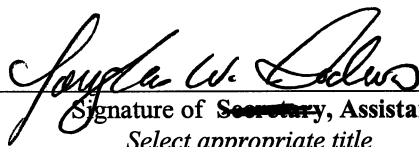
Signature of ~~President~~, Vice President, Assistant Vice President  
Select appropriate title

HENRY D. BUTTS, JR.

Print or type Signer's name

*Affix Corporate Seal*

Attest



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

DOUGLAS W. GODWIN

Print or type Signer's name

Contract No. C202676  
 County FRANKLIN, VANCE

**CONTRACT PERFORMANCE BOND**

Date of Performance Bond Execution: February 1, 2011

Name of Principal Contractor: S. T. Wooten Corporation

Name of Surety: Safeco Insurance Co. of America  
2359 Perimeter Pointe Parkway, Suite 160  
Charlotte, NC 28208

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

Amount of Bond: \$3,817,883.11

Contract ID No.: C202676

County Name: FRANKLIN, VANCE

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 it undersigned representative, pursuant to authority of its governing body.

Contract No. C202676  
County FRANKLIN, VANCE

**CONTRACT PERFORMANCE BOND**

*Affix Seal of Surety Company*

Safeco Insurance Co. of America  
Print or type Surety Company Name

By Debra S. Ritter, Attorney-in-Fact  
Print, stamp or type name of Attorney-in-Fact

Debra S. Ritter  
Signature of Attorney-in-Fact

Ramona Fewell  
Signature of witness

Ramona Fewell  
Print or type Signer's Name

Thomas Rutherford, Inc.  
6230 Fairview Road Suite 230  
Charlotte, NC 28210  
Address of Attorney-in-Fact

Contract No. C202676  
County FRANKLIN VANCE

**CONTRACT PERFORMANCE BOND**  
**CORPORATION**

SIGNATURE OF CONTRACTOR (Principal)

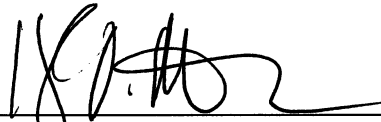
S. T. Wooten Corporation

Full name of Corporation

Post Office Box 2408; Wilson, North Carolina 27894-2408

Address as prequalified

By:



Signature of ~~President, Vice President, Assistant Vice President~~

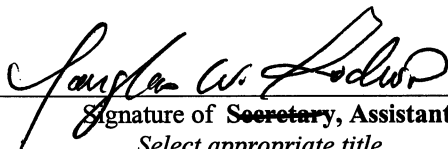
Select appropriate title

HENRY D. BUTTS, JR.

Print or type Signer's name

*Affix Corporate Seal*

Attest



Signature of ~~Secretary, Assistant Secretary~~

Select appropriate title

DOUGLAS W. GODWIN

Print or type Signer's name





POWER OF ATTORNEY

Safeco Insurance Company of America
General Insurance Company of America
1001 4th Avenue
Suite 1700
Seattle, WA 98154

No. 12642

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

\*\*\*\*\*RAMONA FEWELL; RAYMOND J. GARRUTO; BRAD W. GIBSON; MARTIN D. PALLAZZA; DEBRA S. RITTER; ANGELA M. YOUNT; Charlotte, North Carolina\*\*\*\*\*

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA and GENERAL INSURANCE COMPANY OF AMERICA have each executed and attested these presents

this 21st day of March, 2009

[Signature of Dexter R. Legg]

[Signature of Timothy A. Mikolajewski]

Dexter R. Legg, Secretary

Timothy A. Mikolajewski, Vice President

CERTIFICATE

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

"Article V, Section 13. - 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 company fidelity and surety bonds and other documents of similar character issued by the company 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 company, 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."

Extract from a Resolution of the Board of Directors of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
(ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
(iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, Dexter R. Legg, Secretary of SAFECO INSURANCE COMPANY OF AMERICA and of GENERAL INSURANCE COMPANY OF AMERICA, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution 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 1st day of February, 2011



[Signature of Dexter R. Legg]

Dexter R. Legg, Secretary