

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

C202757

CONTRACT AND
CONTRACT BONDS

FOR CONTRACT NO. C202757

WBS 2CR.10741.9 STATE FUNDED

COUNTY OF PITT
THIS IS THE ROADWAY CONTRACT
ROUTE NUMBER NC 102 LENGTH 9.800 MILES
LOCATION NC-102 FROM BRIDGE #53 TO THE INTERSECTION WITH NC-43.

CONTRACTOR GREENVILLE PAVING & CONTRACTING, INC.
ADDRESS P.O. BOX 7088
GREENVILLE, NC 27835

BIDS OPENED APRIL 19, 2011
CONTRACT EXECUTION MAY 11 2011

**Greenville Paving and Contracting Inc (3708).
Vendor 3 of 3 Vendors for Call Order 006 (Proposal ID C202757).**

County:	PITT		
Address:	P.O. Box 7088		
	Greenville, NC 27835		
Phone Number:	252-752-8842		
Signature Check:	This bid has been properly signed by Jerry_A._Smith_3708.		
Time Bid Received:	Tue Apr 19 11:22:43 2011		
Bid Checksum:	9659D519		
Amendment Count:	1	MBE GOAL SET	3.0
Bidding Errors:	No bidding errors. ✓		
Bid Total:	\$3,437,790.86 ✓	MBE GOAL MET	3.0
Bond ID:	SNC11192145		
Bond was Verified:	Yes.		
Bond Required Percent:	5.00%	WBE GOAL SET	3.0
Minimum Check Amount:	\$171,889.54		
Bid Security Maximum:	\$		
Bond Agency Name:		WBE GOAL MET	3.1
Agency Execution Date:	4/15/2011 1:21:40 PM		
Surety Name:	Western Surety Company		
Surety State of Incorporation:			
Bond Company:			
Bond Type:			
Bond Appr Flag:			
Bond Affirm:			
Bond was Paid by Check:	No.		

LIST OF MBE PARTICIPANTS

				✓	arm
4720 MB	MILITARY & FEDERAL CONSTRUCTION	Sub	57,322.50	✓	arm
	317-C CENTER STREET , JACKSONVILLE, NC 28546				
2744 MB	KORNEGAY'S TRUCKING INC	Sub	34,425.00	✓	arm
	6545 HWY 41 WEST , TRENTON, NC 28585				
12844 MB	MICKEY BRASWELL TRUCKING	Sub	11,512.50	✓	arm
	1901 MYRTLE AVENUE , GREENVILLE, NC 27834				
	TOTAL:		\$103,260.00	✓	arm
			3.00%		

LIST OF WBE PARTICIPANTS

VENDOR NUMBER	DBE NAME ADDRESS	WORK CODE TYPE OF WORK	CERT TYPE AMOUNT		
2446 WB	HAROLD A. PURYEAR TRUCKING CO.		Sub 45,020.80	✓	arm
	5844 LEASE LANE , RALEIGH, NC 27617				
4761 WB	TRAFFIC CONTROL SAFETY SERVICES		Sub 3,100.00	✓	arm
	POST OFFICE BOX 24511 , WINSTON-SALEM, NC 27114				
2095 WB	PARRISH CO INC		Sub 37,800.00	✓	arm
	501 BETHLEHEM PIKE , PARIS, KY 40361				
7588 WB	DOUBLE "A" HAULING INC		Sub 20,250.00	✓	arm
	7669 BROAD CK. RD. , WASHINGTON, NC 27889				
	TOTAL:		\$106,170.80	✓	arm
			3.09%		

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. Yes

It is the desire of the Bidder to be awarded contracts, the value of which will not exceed a total of 3,750,000.00 for those projects indicated herein, for which bids will be opened on 04/19/11 (MM/DD/YY)

The Award Limits shall apply to the following projects:

Contract Number	County
C202758	Beaufort
C202757	Pitt
NOT ANSWERED	
NOT ANSWERED	

NCDOT/berc

Vendor 3708's Load Output for Call 006, Letting L110419, 2011-04-19

NOT ANSWERED
NOT ANSWERED

Bid Bond Data Info - Contractor Responses:

=====

BondID SNC11192145
Surety Registry Agency. surety2000
Verified?: Yes
Surety Agency: Western Surety Company
Bond Execution Date. 4/15/2011 1:21.40 PM
Bond Amount. \$171,889.54 (Five Percent of Bid)

State of NC
 Dept of Transportation
 Contract ID: C202757
 Letting Date: 04-19-11 Call Order. 006
 Bidder: 3708 - Greenville Paving and Contracting Inc

Date. 03-21-11
 Revised: 04-11-11

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		170,000.00
0002	0106000000-E BORROW EXCAVATION	CY	4,000.000	17.00000		68,000.00
0003	1220000000-E INCIDENTAL STONE BASE	TON	980.000	28.55000		27,979.00
0004	1245000000-E SHOULDER RECONSTRUCTION	SMI	19.600	2,142.00000		41,983.20
0005	1489000000-E ASPHALT CONC BASE COURSE, TYPE B25.0B	TON	14,295.000	34.00000		486,030.00
0006	1498000000-E ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	TON	23,619.000	31.00000		732,189.00
0007	1519000000-E ASPHALT CONC SURFACE COURSE, TYPE S9.5B	TON	13,879.000	31.00000		430,249.00
0008	1560000000-E ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	TON	2,558.000	515.00000		1,317,370.00
0009	4685000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 90 MILS)	LF	105,448.000	0.47000		49,560.56
0010	4686000000-E THERMOPLAST IC PAVEMENT MARKING LINES (4", 120 MILS)	LF	64,680.000	0.51000		32,986.80
0011	4710000000-E THERMOPLAST IC PAVEMENT MARKING LINES (24", 120 MILS)	LF	120.000	15.00000		1,800.00

State of NC
 Dept of Transportation

Date: 03-21-11
 Revised: 04-11-11

Contract ID. C202757 Project(s): STATE FUNDED
 Letting Date. 04-19-11 Call Order. 006
 Bidder: 3708 - Greenville Paving and Contracting Inc

Line No.	Item Description	Approx. Quantity and Units	Unit Price		Bid Amount	
			Dollars	Cts	Dollars	Ct
0012	4810000000-E PAINT PAVEMENT MARKING LINES (4")	170,128.000 LF	0.10000		17,012.80	
0013	4905000000-N SNOWPLOWABLE PAVEMENT MARKERS	634.000 EA	22.00000		13,948.00	
0014	6000000000-E TEMPORARY SILT FENCE	2,500.000 LF	1.79000		4,475.00	
0015	6012000000-E SEDIMENT CONTROL STONE	5.000 TON	48.50000		242.50	
0016	6071010000-E WATTLE	100.000 LF	5.37000		537.00	
0017	6084000000-E SEEDING & MULCHING	24.000 ACR	1,575.00000		37,800.00	
0018	2655000000-E 5" MONOLITHIC CONCRETE ISLANDS (KEYED IN)	60.000 SY	93.80000		5,628.00	
Section 0001 Total						3,437,790.86
Bid Total						3,437,790.86 ✓

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. Yes

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 3,750,000.00 for those projects indicated herein, for which bids will be opened on 04/19/11 (MM/DD/YY)

The Award Limits shall apply to the following projects.

Contract Number	County
C202758	Beaufort
C202757	Pitt
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: 03-21-11
 PAGE: 6

PROPOSAL: C202757
 LETTING: L110419 CALL: 006
 VENDOR: 3708 Greenville Paving and Contracting Inc

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

WBE SUBCONTRACTOR: 2446 HAROLD A. PURYEAR TRUCKING CO. Will Use Quote: Yes							
0008	1560000000-E	ASP FOR PLAN	TON	2558.000	17.60000	45020.80	
WBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						45,020.80	✓ arm
WBE SUBCONTRACTOR: 4761 TRAFFIC CONTROL SAFETY SERVICES, INC. Will Use Quote: Yes							
0001	0000100000-N	MOBILIZATION	LS	1.000	3100.00000	3100.00	
WBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						3,100.00	✓ arm
WBE SUBCONTRACTOR: 2095 PARRISH CO INC Will Use Quote: Yes							
0017	6084000000-E	SEEDING AND	ACR	24.000	1575.00000	37800.00	
WBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						37,800.00	✓ arm
WBE SUBCONTRACTOR: 7588 DOUBLE "A" HAULING INC Will Use Quote: Yes							
0005	1489000000-E	ASP CONC	BAS TON	756.000	7.50000	5670.00	
0006	1498000000-E	ASP CONC	INT TON	1215.000	7.50000	9112.50	
0007	1519000000-E	ASP CONC	SUR TON	729.000	7.50000	5467.50	
WBE COMMITMENT TOTAL FOR SUBCONTRACTOR:						20,250.00	✓ arm
TOTAL WBE COMMITMENT FOR VENDOR:				Entered:	3.09% or	106170.80	✓ arm
				Required:	3.00% or	103133.73	
					<GOAL MET>		

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
ROADWAY ITEMS						
0001	0000100000-N	800	MOBILIZATION	Lump Sum LS	170,000.00	170,000.00
0002	0106000000-E	230	BORROW EXCAVATION	4,000 CY	17.00	68,000.00
0003	1220000000-E	545	INCIDENTAL STONE BASE	980 TON	28.55	27,979.00
0004	1245000000-E	SP	SHOULDER RECONSTRUCTION	19.6 SMI	2,142.00	41,983.20
0005	1489000000-E	610	ASPHALT CONC BASE COURSE, TYPE B25.0B	14,295 TON	34.00	486,030.00
0006	1498000000-E	610	ASPHALT CONC INTERMEDIATE COURSE, TYPE I19.0B	23,619 TON	31.00	732,189.00
0007	1519000000-E	610	ASPHALT CONC SURFACE COURSE, TYPE S9.5B	13,879 TON	31.00	430,249.00
0008	1560000000-E	620	ASPHALT BINDER FOR PLANT MIX, GRADE PG 64-22	2,558 TON	515.00	1,317,370.00
0009	4685000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 90 MILS)	105,448 LF	0.47	49,560.56
0010	4686000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (4", 120 MILS)	64,680 LF	0.51	32,986.80
0011	4710000000-E	1205	THERMOPLASTIC PAVEMENT MARKING LINES (24", 120 MILS)	120 LF	15.00	1,800.00
0012	4810000000-E	1205	PAINT PAVEMENT MARKING LINES (4")	170,128 LF	0.10	17,012.80
0013	4905000000-N	1253	SNOWPLOWABLE PAVEMENT MARKERS	634 EA	22.00	13,948.00
0014	6000000000-E	1605	TEMPORARY SILT FENCE	2,500 LF	1.79	4,475.00
0015	6012000000-E	1610	SEDIMENT CONTROL STONE	5 TON	48.50	242.50
0016	6071010000-E	SP	WATTLE	100 LF	5.37	537.00
0017	6084000000-E	1660	SEEDING & MULCHING	24 ACR	1,575.00	37,800.00

Contract Item Sheets For C202757

Line #	ItemNumber	Sec #	Description	Quantity Unit	Unit Bid Price	Amount Bid
0018	2655000000-E	852	5" MONOLITHIC CONCRETE ISLANDS (KEYED IN)	60 SY	93.80	5,628.00

TOTAL AMOUNT OF BID FOR ENTIRE PROJECT

\$3,437,790.86

1320/Apr28/Q403050.6/D59255110000/E18



Contract Number C202757
County Pitt

Rev 4-19-11

**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.

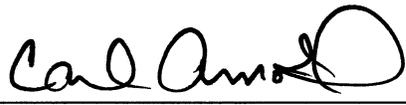
By submitting this Execution of Contract, Non-Collusion affidavit and Debarment Certification, the Contractor is certifying his status under penalty of perjury under the laws of the United States in accordance with the Debarment Certification attached, provided that the Debarment Certification also includes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

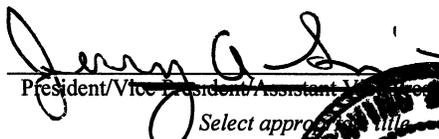
SIGNATURE OF CONTRACTOR

Greenville Paving & Contracting, Inc.
Full name of Corporation

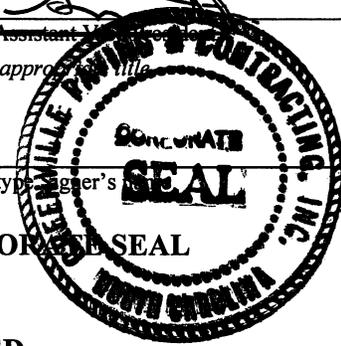
P.O. Box 7088 Greenville, NC 27835
Address as Prequalified

Attest 
~~Secretary~~/Assistant Secretary
Select appropriate title

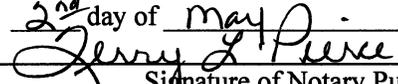
Carl Arnold
Print or type Signer's name

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

Jerry A. Smith
Print or type Signer's name



AFFIDAVIT MUST BE NOTARIZED

Subscribed and sworn to before me this the 2nd day of May, 2011.

Signature of Notary Public
of Wilson County
State of North Carolina
My Commission Expires February 19, 2012



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 C202757

County (ies): Pitt

ACCEPTED BY THE
DEPARTMENT OF TRANSPORTATION

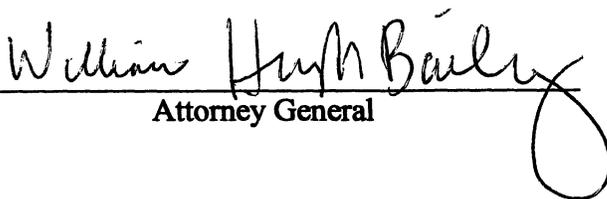


Contract Officer



Date

Execution of Contract and Bonds
Approved as to Form:



Attorney General

Contract No. C202757
County Pitt

Rev 2-1-10

Bond No. 929-528-693

CONTRACT PAYMENT BOND

Date of Payment Bond Execution May 2, 2011

Name of Principal Contractor Greenville Paving & Contracting, Inc.

Name of Surety: Western Surety Company

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

Amount of Bond: Three Million Four Hundred Thirty Seven
Thousand Seven Hundred Ninety Dollars and 86/100 (\$3,437,790.86)

Contract ID No.: C202757

County Name: Pitt

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. C202757
County Pitt

Rev 2-1-10

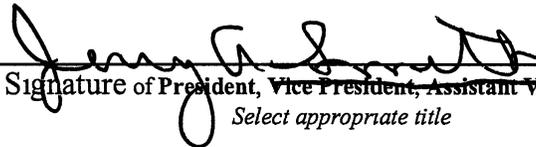
CONTRACT PAYMENT BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

Greenville Paving & Contracting, Inc.
Full name of Corporation

P O Box 7088, Greenville, NC 27835
Address as prequalified

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

Jerry A. Smith
Print or type Signer's name



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

CARL ARNOLD
Print or type Signer's name

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Wendy E. Lahm

of Charlotte, NC, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

Surety Bond Number: 929-528-693
Principal: Greenville Paving & Contracting, Inc.
Obligee: NC DOT
Amount of Bond: See Bond Form

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Senior Vice President and its corporate seal to be hereto affixed on this 19th day of September, 2006

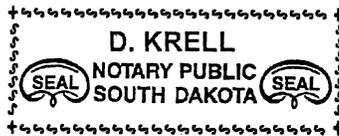


WESTERN SURETY COMPANY
Paul T. Bruflat
Paul T. Bruflat, Senior Vice President

State of South Dakota }
County of Minnehaha } ss

On this 19th day of September, 2006, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Senior Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires
November 30, 2012



D. Krell
D. Krell, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 2nd day of May, 2011



WESTERN SURETY COMPANY
L. Nelson
L. Nelson, Assistant Secretary

Authorizing By-Law

ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY.

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company

Section 7 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.

Contract No. C202757
County Pitt

Rev 2-1-10

Bond No. 929-528-693

CONTRACT PERFORMANCE BOND

Date of Performance Bond Execution: May 2, 2011

Name of Principal Contractor: Greenville Paving & Contracting, Inc.

Name of Surety: Western Surety Company

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

Amount of Bond: Three Million Four Hundred Thirty Seven Thousand Seven Hundred Ninety Dollars and 86/100 (\$3,437,790.86)

Contract ID No.: C202757

County Name: Pitt

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. C202757
County Pitt

Rev 2-1-10

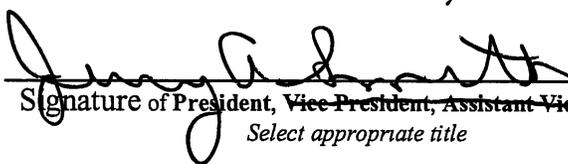
CONTRACT PERFORMANCE BOND

CORPORATION

SIGNATURE OF CONTRACTOR (Principal)

Greenville Paving & Contracting, Inc.
Full name of Corporation

P O Box 7088, Greenville, NC 27835
Address as prequalified

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

Jerry A. Smith
or type Signer's name



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

CARL ARNOLD
Print or type Signer's name

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Wendy E. Lahm

of Charlotte, NC, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

Surety Bond Number: 929-528-693
Principal: Greenville Paving & Contracting, Inc.
Obligee: NC DOT
Amount of Bond: See Bond Form

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Senior Vice President and its corporate seal to be hereto affixed on this 19th day of September, 2006



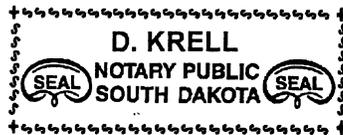
WESTERN SURETY COMPANY

Paul T. Bruflat
Paul T. Bruflat, Senior Vice President

State of South Dakota }
County of Minnehaha } ss

On this 19th day of September, 2006, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Senior Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires
November 30, 2012



D. Krell
D. Krell, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 2nd day of May, 2011



WESTERN SURETY COMPANY

L. Nelson
L. Nelson, Assistant Secretary

Authorizing By-Law

ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company.

Section 7 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.

