



State of West Virginia
 Department of Administration
 Purchasing Division
 2019 Washington Street East
 Post Office Box 50130
 Charleston, WV 25305-0130

Request for Quotation

RFQ NUMBER
666C0032

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF:
JOHN JOHNSTON
304-558-2402

VENDOR

*C23112518 606-780-0848
CAUDILL SEED & WAREHOUSE CO IN
1064 EAST MAIN STREET

MOREHEAD KY 40351

SHIP TO

DIVISION OF HIGHWAYS
VARIOUS LOCALES AS INDICATED
BY ORDER

DATE PRINTED 08/01/2006	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
-----------------------------------	---------------	----------	--------	---------------

BID OPENING DATE: **08/23/2006** **BID OPENING TIME 01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	EA		775-45		
<p>CALCIUM CHLORIDE</p> <p>OPEN END CONTRACT</p> <p>TO FURNISH ALL LABOR, MATERIALS AND EQUIPMENT TO SUPPLY CALCIUM CHLORIDE TO THE WEST VIRGINIA DIVISION OF HIGHWAYS AT THE LOCATIONS AND IN THE ESTIMATED QUANTITIES SET OUT IN THE ATTACHED BID SCHEDULE.</p> <p>EXHIBIT 3</p> <p>LIFE OF CONTRACT: THIS CONTRACT BECOMES EFFECTIVE ON AND EXTENDS FOR A PERIOD OF ONE (1) YEAR OR UNTIL SUCH "REASONABLE TIME" THEREAFTER AS IS NECESSARY TO OBTAIN A NEW CONTRACT OR RENEW THE ORIGINAL CONTRACT. THE "REASONABLE TIME" PERIOD SHALL NOT EXCEED TWELVE (12) MONTHS. DURING THIS "REASONABLE TIME" THE VENDOR MAY TERMINATE THIS CONTRACT FOR ANY REASON UPON GIVING THE DIRECTOR OF PURCHASING 30 DAYS WRITTEN NOTICE.</p> <p>UNLESS SPECIFIC PROVISIONS ARE STIPULATED ELSEWHERE IN THIS CONTRACT DOCUMENT, THE TERMS, CONDITIONS AND PRICING SET HEREIN ARE FIRM FOR THE LIFE OF THE CONTRACT.</p> <p>RENEWAL: THIS CONTRACT MAY BE RENEWED UPON THE MUTUAL WRITTEN CONSENT OF THE SPENDING UNIT AND VENDOR, SUBMITTED TO THE DIRECTOR OF PURCHASING THIRTY (30) DAYS PRIOR TO THE EXPIRATION DATE. SUCH RENEWAL SHALL BE IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE ORIGINAL CONTRACT AND SHALL BE LIMITED TO TWO (2) ONE</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE: *Magnum* TELEPHONE: **606-780-0848** DATE: **7 Aug 2006**
 TITLE: **SALES** FEIN: **610-489-227** ADDRESS CHANGES TO BE NOTED ABOVE

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'



State of West Virginia
 Department of Administration
 Purchasing Division
 2019 Washington Street East
 Post Office Box 50130
 Charleston, WV 25305-0130

Request for Quotation

RFQ NUMBER
666C0032

PAGE
2

ADDRESS CORRESPONDENCE TO ATTENTION OF:
JOHN JOHNSTON 304-558-2402

VENDOR

*C23112518 606-780-0848
 CAUDILL SEED & WAREHOUSE CO IN
 1064 EAST MAIN STREET
 MOREHEAD KY 40351

SHIP TO

DIVISION OF HIGHWAYS
 VARIOUS LOCALES AS INDICATED
 BY ORDER

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B	FREIGHT TERMS
08/01/2006				

BID OPENING DATE: 08/23/2006 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
	(1) YEAR PERIODS.					
<p>CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE COMMODITIES AND/OR SERVICES SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM TO THE SPECIFICATIONS OF THE BID AND CONTRACT HEREIN.</p> <p>OPEN MARKET CLAUSE: THE DIRECTOR OF PURCHASING MAY AUTHORIZE A SPENDING UNIT TO PURCHASE ON THE OPEN MARKET, WITHOUT THE FILING OF A REQUISITION OR COST ESTIMATE, ITEMS SPECIFIED ON THIS CONTRACT FOR IMMEDIATE DELIVERY IN EMERGENCIES DUE TO UNFORESEEN CAUSES (INCLUDING BUT NOT LIMITED TO DELAYS IN TRANSPORTATION OR AN UNANTICIPATED INCREASE IN THE VOLUME OF WORK.)</p> <p>QUANTITIES: QUANTITIES LISTED IN THE REQUISITION ARE APPROXIMATIONS ONLY, BASED ON ESTIMATES SUPPLIED BY THE STATE SPENDING UNIT. IT IS UNDERSTOOD AND AGREED THAT THE CONTRACT SHALL COVER THE QUANTITIES ACTUALLY ORDERED FOR DELIVERY DURING THE TERM OF THE CONTRACT, WHETHER MORE OR LESS THAN THE QUANTITIES SHOWN.</p> <p>ORDERING PROCEDURE: SPENDING UNIT(S) SHALL ISSUE A WRITTEN STATE CONTRACT ORDER (FORM NUMBER WV-39) TO THE VENDOR FOR COMMODITIES COVERED BY THIS CONTRACT. THE ORIGINAL COPY OF THE WV-39 SHALL BE MAILED TO THE VENDOR AS AUTHORIZATION FOR SHIPMENT, A SECOND COPY MAILED TO THE PURCHASING DIVISION, AND A THIRD COPY RETAINED BY THE SPENDING UNIT.</p> <p>BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THIS CONTRACT IS AUTOMATICALLY NULL AND VOID, AND IS TERMINATED WITHOUT FURTHER ORDER.</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Margaret [Signature]</i>	TELEPHONE 606 780 0848	DATE 7 Aug 2006
TITLE BKS	FEIN 610-489-227	ADDRESS CHANGES TO BE NOTED ABOVE

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'



State of West Virginia
 Department of Administration
 Purchasing Division
 2019 Washington Street East
 Post Office Box 50130
 Charleston, WV 25305-0130

Request for Quotation

RFQ NUMBER
666C0032

PAGE
3

ADDRESS CORRESPONDENCE TO ATTENTION OF:
JOHN JOHNSTON
304-558-2402

VENDOR

*C23112518 606-780-0848
 CAUDILL SEED & WAREHOUSE CO IN
 1064 EAST MAIN STREET
 MOREHEAD KY 40351

SHIP TO

DIVISION OF HIGHWAYS
 VARIOUS LOCALES AS INDICATED
 BY ORDER

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
08/01/2006				

BID OPENING DATE: **08/23/2006** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>THE TERMS AND CONDITIONS CONTAINED IN THIS CONTRACT SHALL SUPERSEDE ANY AND ALL SUBSEQUENT TERMS AND CONDITIONS WHICH MAY APPEAR ON ANY ATTACHED PRINTED DOCUMENTS SUCH AS PRICE LISTS, ORDER FORMS, SALES AGREEMENTS OR MAINTENANCE AGREEMENTS, INCLUDING ANY ELECTRONIC MEDIUM SUCH AS CD-ROM.</p> <p>REV. 04/11/2001</p> <p>PURCHASING CARD ACCEPTANCE: THE STATE OF WEST VIRGINIA CURRENTLY UTILIZES A VISA PURCHASING CARD PROGRAM WHICH IS ISSUED THROUGH A LOCAL BANK. THE SUCCESSFUL VENDOR MUST ACCEPT THE STATE OF WEST VIRGINIA VISA PURCHASING CARD FOR PAYMENT OF ALL ORDERS PLACED BY ANY STATE AGENCY FOR ORDERS THAT ARE LESS THAN \$2,500 AS A CONDITION OF AWARD.</p> <p>VENDOR PREFERENCE CERTIFICATE</p> <p>CERTIFICATION AND APPLICATION* IS HEREBY MADE FOR PREFERENCE IN ACCORDANCE WITH WEST VIRGINIA CODE, 5A-3-37 (DOES NOT APPLY TO CONSTRUCTION CONTRACTS).</p> <p>A. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:</p> <p>() BIDDER IS AN INDIVIDUAL RESIDENT VENDOR AND HAS RESIDED CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR</p> <p>() BIDDER IS A PARTNERSHIP, ASSOCIATION OR CORPORATION RESIDENT VENDOR AND HAS MAINTAINED ITS HEAD-QUARTERS OR PRINCIPAL PLACE OF BUSINESS CONTINUOUSLY I</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>[Signature]</i>	TELEPHONE 606-780-0848	DATE July 2006
TITLE SWS	FEIN 010-489-227	ADDRESS CHANGES TO BE NOTED ABOVE

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'



State of West Virginia
 Department of Administration
 Purchasing Division
 2019 Washington Street East
 Post Office Box 50130
 Charleston, WV 25305-0130

Request for Quotation

RFO NUMBER
666C0032

PAGE
4

ADDRESS CORRESPONDENCE TO ATTENTION OF:
JOHN JOHNSTON 304-558-2402

VENDOR

*C23112518 606-780-0848
 CAUDILL SEED & WAREHOUSE CO IN
 1064 EAST MAIN STREET

 MOREHEAD KY 40351

SHIP TO

DIVISION OF HIGHWAYS
 VARIOUS LOCALES AS INDICATED
 BY ORDER

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
08/01/2006				
BID OPENING DATE: 08/23/2006		BID OPENING TIME 01:30PM		

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR 80% OF THE OWNERSHIP INTEREST OF BIDDER IS HELD BY ANOTHER INDIVIDUAL, PARTNERSHIP, ASSOCIATION OR CORPORATION RESIDENT VENDOR WHO HAS MAINTAINED ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR</p> <p>() BIDDER IS A CORPORATION NONRESIDENT VENDOR WHICH HAS AN AFFILIATE OR SUBSIDIARY WHICH EMPLOYS A MINIMUM OF ONE HUNDRED STATE RESIDENTS AND WHICH HAS MAINTAINED ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS WITHIN WEST VIRGINIA CONTINUOUSLY FOR THE FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION.</p> <p>B. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:</p> <p>() BIDDER IS A RESIDENT VENDOR WHO CERTIFIES THAT, DURING THE LIFE OF THE CONTRACT, ON AVERAGE AT LEAST 75% OF THE EMPLOYEES WORKING ON THE PROJECT BEING BID ARE RESIDENTS OF WEST VIRGINIA WHO HAVE RESIDED IN THE STATE CONTINUOUSLY FOR THE TWO YEARS IMMEDIATELY PRECEDING SUBMISSION OF THIS BID;</p> <p>OR</p> <p>() BIDDER IS A NONRESIDENT VENDOR EMPLOYING A MINIMUM OF ONE HUNDRED STATE RESIDENTS OR IS A NONRESIDENT VENDOR WITH AN AFFILIATE OR SUBSIDIARY WHICH MAINTAINS ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS WITHIN WEST VIRGINIA EMPLOYING A MINIMUM OF ONE HUNDRED STATE RESIDENTS WHO CERTIFIES THAT, DURING THE LIFE OF THE CONTRACT, ON AVERAGE AT LEAST 75% OF THE EMPLOYEES OR BIDDERS' AFFILIATE'S OR SUBSIDIARY'S EMPLOYEES ARE RESIDENTS OF WEST VIRGINIA</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE	TELEPHONE	DATE	
<i>[Signature]</i>	606-780-0848	7/21/06	
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE	
<i>[Signature]</i>	606-489-227		

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'



State of West Virginia
 Department of Administration
 Purchasing Division
 2019 Washington Street East
 Post Office Box 50130
 Charleston, WV 25305-0130

Request for Quotation

RFQ NUMBER
666C0032

PAGE
5

ADDRESS CORRESPONDENCE TO ATTENTION OF
**JOHN JOHNSTON
 304-558-2402**

VENDOR

*C23112518 606-780-0848
 CAUDILL SEED & WAREHOUSE CO IN
 1064 EAST MAIN STREET
 MOREHEAD KY 40351

SHIP TO

DIVISION OF HIGHWAYS
 VARIOUS LOCALES AS INDICATED
 BY ORDER

DATE PRINTED 08/01/2006	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
-----------------------------------	---------------	----------	--------	---------------

BID OPENING DATE: **08/23/2006** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>WHO HAVE RESIDED IN THE STATE CONTINUOUSLY FOR THE TWO YEARS IMMEDIATELY PRECEDING SUBMISSION OF THIS BID.</p> <p>BIDDER UNDERSTANDS IF THE SECRETARY OF TAX & REVENUE DETERMINES THAT A BIDDER RECEIVING PREFERENCE HAS FAILED TO CONTINUE TO MEET THE REQUIREMENTS FOR SUCH PREFERENCE, THE SECRETARY MAY ORDER THE DIRECTOR OF PURCHASING TO: (A) RESCIND THE CONTRACT OR PURCHASE ORDER ISSUED; OR (B) ASSESS A PENALTY AGAINST SUCH BIDDER IN AN AMOUNT NOT TO EXCEED 5% OF THE BID AMOUNT AND THAT SUCH PENALTY WILL BE PAID TO THE CONTRACTING AGENCY OR DEDUCTED FROM ANY UNPAID BALANCE ON THE CONTRACT OR PURCHASE ORDER.</p> <p>BY SUBMISSION OF THIS CERTIFICATE, BIDDER AGREES TO DISCLOSE ANY REASONABLY REQUESTED INFORMATION TO THE PURCHASING DIVISION AND AUTHORIZES THE DEPARTMENT OF TAX AND REVENUE TO DISCLOSE TO THE DIRECTOR OF PURCHASING APPROPRIATE INFORMATION VERIFYING THAT BIDDER HAS PAID THE REQUIRED BUSINESS TAXES, PROVIDED THAT SUCH INFORMATION DOES NOT CONTAIN THE AMOUNTS OF TAXES PAID NOR ANY OTHER INFORMATION DEEMED BY THE TAX COMMISSIONER TO BE CONFIDENTIAL.</p> <p>UNDER PENALTY OF LAW FOR FALSE SWEARING (WEST VIRGINIA CODE 61-5-3), BIDDER HEREBY CERTIFIES THAT THIS CERTIFICATE IS TRUE AND ACCURATE IN ALL RESPECTS; AND THAT IF A CONTRACT IS ISSUED TO BIDDER AND IF ANYTHING CONTAINED WITHIN THIS CERTIFICATE CHANGES DURING THE TERM OF THE CONTRACT, BIDDER WILL NOTIFY THE PURCHASIN DIVISION IN WRITING IMMEDIATELY.</p> <p style="text-align: right;">BIDDER: <i>Magyard Hacker</i></p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Magyard</i>	TELEPHONE <i>606 780-0848</i>	DATE <i>7 Aug 2006</i>
TITLE <i>Sales</i>	FEIN <i>610-489-227</i>	ADDRESS CHANGES TO BE NOTED ABOVE

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'



State of West Virginia
 Department of Administration
 Purchasing Division
 2019 Washington Street East
 Post Office Box 50130
 Charleston, WV 25305-0130

Request for Quotation

RFQ NUMBER:
666C0032

PAGE:
6

ADDRESS CORRESPONDENCE TO ATTENTION OF:
**JOHN JOHNSTON
 304-558-2402**

VENDOR

*C23112518 606-780-0848
**CAUDILL SEED & WAREHOUSE CO IN
 1064 EAST MAIN STREET
 MOREHEAD KY 40351**

SHIP TO

**DIVISION OF HIGHWAYS
 VARIOUS LOCALES AS INDICATED
 BY ORDER**

DATE PRINTED: 08/01/2006	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
------------------------------------	---------------	----------	--------	---------------

BID OPENING DATE: **08/23/2006** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>DATE: <i>7 Aug 2006</i></p> <p>SIGNED: <i>Magnum Blake</i></p> <p>TITLE: <i>Sales</i></p> <p>* CHECK ANY COMBINATION OF PREFERENCE CONSIDERATION(S) IN EITHER "A" OR "B", OR BOTH "A" AND "B" WHICH YOU ARE ENTITLED TO RECEIVE. YOU MAY REQUEST UP TO THE MAXIMUM 5% PREFERENCE FOR BOTH "A" AND "B". (REV. 12/00)</p> <p>NOTICE</p> <p>A SIGNED BID MUST BE SUBMITTED TO:</p> <p>DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305-0130</p> <p>THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED:</p> <p>SEALED BID</p> <p>BUYER: 33</p> <p>RFQ. NO.: 666C0032</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE: <i>Magnum Blake</i>	TELEPHONE: <i>606-780-0848</i>	DATE: <i>7 Aug 2006</i>
TITLE: <i>Sales</i>	FEIN: <i>010-489-227</i>	ADDRESS CHANGES TO BE NOTED ABOVE

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'



State of West Virginia
 Department of Administration
 Purchasing Division
 2019 Washington Street East
 Post Office Box 50130
 Charleston, WV 25305-0130

Request for Quotation

RFQ NUMBER
666C0032

PAGE
7

ADDRESS CORRESPONDENCE TO ATTENTION OF:
JOHN JOHNSTON 304-558-2402

VENDOR

*C23112518 606-780-0848
 CAUDILL SEED & WAREHOUSE CO IN
 1064 EAST MAIN STREET

 MOREHEAD KY 40351

SHIP TO

DIVISION OF HIGHWAYS
 VARIOUS LOCALES AS INDICATED
 BY ORDER

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
08/01/2006				

BID OPENING DATE: **08/23/2006** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
BID OPENING DATE AND TIME				<i>23 Aug 2006</i>		
PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:						
CONTACT PERSON (PLEASE PRINT CLEARLY):				<i>606-780-7497</i>		
				<i>MAYNARD HACKER</i>		
***** THIS IS THE END OF RFQ 666C0032 ***** TOTAL:						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS		
SIGNATURE <i>Maynard Hacker</i>	TELEPHONE <i>606-780-0848</i>	DATE <i>7 Aug 2006</i>
TITLE <i>SW</i>	FEIN <i>610-489-227</i>	ADDRESS CHANGES TO BE NOTED ABOVE

WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'

1. SPECIFICATIONS

The following sections of the West Virginia Department of Transportation, Division of Highways Standard Specifications Roads and Bridges, adopted 2000 and as modified by the current Supplemental Specification shall apply to the administration of this Contract: Sections 101, 102.4, 102.5, 105.1, 105.3, 105.4, 105.10, 105.11, 105.12, 105.13, 106.3, 106.4, 106.5, 106.6, 106.7, 106.9, 107.1, 107.2, 107.3, 107.14, 107.19, 107.20, 108.8, 109.1, 109.2 and 109.20.

The requirements of the West Virginia Department of Transportation, Division of Highways, Standard Specifications Section 109.20, PRICE ADJUSTMENT FOR LOAD LIMIT VIOLATIONS shall apply to all material supplied under this contract. This will include material loaded by the vendor into Division of Highways owned and/or rented trucks.

The terms "Contractor" and "Vendor" used in the above specifications or this contract are interchangeable. Contractor shall mean Vendor and Vendor shall mean Contractor.

West Virginia Department of Transportation, Division of Highways' Standard Specifications Roads and Bridges, adopted 2000 and as modified by the current Supplemental Specifications may be obtained from:

West Virginia Division of Highways
Contract Administration Division
1900 Kanawha Blvd., East, Room A729
Charleston, West Virginia 25305

Calcium Chloride shall conform to the requirements of ASTM D98, Type S, Grade I and shall be delivered in moisture proof bags containing fifty (50) lbs. each.

2. BIDDING INSTRUCTIONS

The purpose of this contract is to provide for the delivery of Calcium Chloride to the various locations listed in the bidding schedule. Actual quantities to be delivered to each location will be specified in a State Contract Purchase Order (SCO), which will be issued by the Department of Highways at the time delivery is required.

Any qualification of bids or any modification of the specifications or conditions governing the bids may be cause for their rejection.

3. CONTRACT AWARD

Qualified Vendors who submit a valid bid "FOB Division Storage Site" will be awarded a contract for those locations for which their bid is low.

In the event a Vendor fails to conform to the requirements set out in this contract document, the State Contract Purchase Order or the governing specifications, the Purchase Order Contract may be canceled and re-awarded to the next low bidder.

4. SAMPLING AND TESTING

Upon award of contract, the Vendor shall provide the Division with the proposed source of supply. Acceptance shall be based on suppliers' certification of quality. This information shall be directed to:

West Virginia Division of Highways
Materials Division
190 Dry Branch Road
Charleston, West Virginia 25306

The Division may conduct sampling and testing to verify material quality.

5. SUPPLYING OTHER ORGANIZATIONAL ENTITIES

In accordance with Chapter 5A, Article 3, Section 9 of the Code of West Virginia the commodities or services contracted for herein shall be available to all local governmental bodies in accordance with the same prices, terms and conditions afforded to the State of West Virginia.

Accordingly, bidders shall furnish the following information:

- 1) Location(s) from which Calcium Chloride will be shipped MOREHEAD, KY. :
- 2) Price per bag FOB Vendor's storage site 10.00 :
Vendor shall quote freight charge at time of order.

In the event any Vendor does not wish to extend the above prices, terms and conditions of his bid and subsequent contract to all political sub-divisions of the State, he must so indicate in a clear and unambiguous manner in his bid. This indication does not prejudice the award of the contract. If a Vendor does not indicate his refusal to extend the prices, terms and conditions of his bid to other entities of the State he is bound to extend them upon issuance of a purchase order by these entities.

Other organizational entities using this provision of the contract shall do so without any involvement of the Division of Highways. That is, the entity shall make its own purchase arrangements with the Vendor and shall make its own arrangements for payment.

6. DELIVERY QUANTITIES

Vendor shall state minimum delivery quantities and additional charges for split delivery locations of a minimum quantity, if any.

7. VENDOR'S INVOICES

Vendor's invoices must be submitted in original and one copy and contain the following:

- a) Division of Highways State Contract Purchase Order (SCO) Number, and this Contract Number.
- b) Total quantity and unit price with the total cost of material furnished.

Note: Under no circumstance will the West Virginia Division of Highways accept, or pay for, quantities of materials in excess of the quantity stated on the State Contract Purchase Order.

8. BID SCHEDULE

Bidding F.O.B. Division's Storage Site

CALCIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000002)

DISTRICT 1

COUNTY	DELIVERY SITE	ESTIMATED USAGE (50LB BAGS)	BID PRICE (PER 50LB BAG)
Boone	Rock Creek	550	<u>10.50</u>
Clay Cr 11	Widen Road	500	<u>10.50</u>
Clay	Maysel	350	<u>10.50</u>
Kanawha	North Charleston	400	<u>10.50</u>
Kanawha	Elkview	400	<u>10.50</u>
Kanawha	Chelyan	400	<u>10.50</u>
Kanawha	St. Albans	400	<u>10.50</u>
Mason	Point Pleasant	600	<u>10.50</u>
Putnam	Red House	400	<u>10.50</u>
I-64, Sec. 2	Scary	400	<u>10.50</u>
I-64, Sec. 3	Rt. 119 & Penn. Ave.	400	<u>10.50</u>
I-77 Sec. 3	Sissonville	400	<u>10.50</u>
I-79	Amma	400	<u>10.50</u>
Corridor G	Alum Creek	400	<u>10.50</u>

8. BID SCHEDULE (Continued)

Bidding F.O.B. Division's Storage Site

CALCIUM CHLORIDE(DOH CLASSIFICATION 011-010-000002)DISTRICT 2

COUNTY	DELIVERY SITE	ESTIMATED USAGE (50LB BAGS)	BID PRICE (PER 50LB BAG)
Cabell	Barboursville	300	<u>10.50</u>
Lincoln	West Hamlin	300	<u>10.50</u>
Logan	Wilkinson	300	<u>10.50</u>
Mingo	Millers Creek	300	<u>10.50</u>
Wayne	Wayne	300	<u>10.50</u>
I-64	Huntington (16th St. Exit)	300	<u>10.50</u>
Corr. G	Chapmanville	300	<u>10.50</u>

8. BID SCHEDULE (Continued)

Bidding F.O.B. Division's Storage Site

CALCIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000002)

DISTRICT 3

COUNTY	DELIVERY SITE	ESTIMATED USAGE (50LB BAGS)	BID PRICE (PER 50LB BAG)
Calhoun	Millstone	300	<u>10.50</u>
Jackson	Ripley	300	<u>10.50</u>
Pleasants	Belmont	300	<u>10.50</u>
Ritchie	Ellenboro	300	<u>10.50</u>
Roane	Spencer	300	<u>10.50</u>
Roane	Left Hand Wv 36	300	<u>10.50</u>
Roane	Left Hand US 119	200	<u>10.50</u>
Wirt	Elizabeth	300	<u>10.50</u>
Wood	Parkersburg (Rt. 95S)	300	<u>10.50</u>
I-77	Medina	300	<u>10.50</u>
I-77	Parkersburg (Rt. 47 Exit)	300	<u>10.50</u>
PD-50	Greenwood	300	<u>10.50</u>

8. BID SCHEDULE (Continued)

Bidding F.O.B. Division's Storage Site

CALCIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000002)

DISTRICT 4

COUNTY	DELIVERY SITE	ESTIMATED USAGE (50LB BAGS)	BID PRICE (PER 50LB BAG)
I-79	Goshen Road	500	<u>10.50</u>
I-79	Lost Creek	500	<u>10.50</u>

8. BID SCHEDULE (Continued)

Bidding F.O.B. Division's Storage Site

CALCIUM CHLORIDE(DOH CLASSIFICATION 011-010-000002)DISTRICT 5

COUNTY	DELIVERY SITE	ESTIMATED USAGE (50LB BAGS)	BID PRICE (PER 50LB BAG)
Berkeley	Martinsburg & I-81	300	<u>12.00</u>
Grant	Petersburg	300	<u>12.00</u>
Grant	Mt. Storm	300	<u>12.00</u>
Hampshire	Capon Bridge	300	<u>12.00</u>
Hampshire	Romney	300	<u>12.00</u>
Hampshire	Slanesville	300	<u>12.00</u>
Hardy	Moorefield	500	<u>12.00</u>
Hardy	Baker	500	<u>12.00</u>
Jefferson	Charles Town	300	<u>12.00</u>
Mineral	New Creek	300	<u>12.00</u>
Mineral	Skyline	300	<u>12.00</u>
Mineral	Short Gap	300	<u>12.00</u>
Morgan	Berkeley Springs	300	<u>12.00</u>

8. BID SCHEDULE (Continued)

Bidding F.O.B. Division's Storage Site

CALCIUM CHLORIDE(DOH CLASSIFICATION 011-010-000002)DISTRICT 6

COUNTY	DELIVERY SITE	ESTIMATED USAGE (50LB BAGS)	BID PRICE (PER 50LB BAG)
Brooke	Wellsburg	300	<u>11.75</u>
Hancock	New Manchester	300	<u>11.75</u>
Marshall	Cameron	300	<u>11.75</u>
Marshall	Glen Dale	300	<u>11.75</u>
Ohio	Triadelphia	300	<u>11.75</u>
Tyler	Sistersville	300	<u>11.75</u>
Wetzel	New Martinsville	300	<u>11.75</u>
I-70	Triadelphia	300	<u>11.75</u>

8. BID SCHEDULE (Continued)

Bidding F.O.B. Division's Storage Site

CALCIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000002)

DISTRICT 7

COUNTY	DELIVERY SITE	ESTIMATED USAGE (50LB BAGS)	BID PRICE (PER 50LB BAG)
Lewis	Bendale	600	<u>10-85</u>

8. BID SCHEDULE (Continued)

Bidding F.O.B. Division's Storage Site

CALCIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000002)

DISTRICT 8

COUNTY	DELIVERY SITE	ESTIMATED USAGE (50LB BAGS)	BID PRICE (PER 50LB BAG)
Randolph	Elkins	600	<u>11.25</u>

8. BID SCHEDULE (Continued)

Bidding F.O.B. Division's Storage Site

CALCIUM CHLORIDE(DOH CLASSIFICATION 011-010-000002)DISTRICT 9

COUNTY	DELIVERY SITE	ESTIMATED USAGE (50LB BAGS)	BID PRICE (PER 50LB BAG)
Nicholas	Summersville	600	<u>11.06</u>

8. BID SCHEDULE (Continued)

Bidding F.O.B. Division's Storage Site

CALCIUM CHLORIDE(DOH CLASSIFICATION 011-010-000002)DISTRICT 10

COUNTY	DELIVERY SITE	ESTIMATED USAGE (50LB BAGS)	BID PRICE (PER 50LB BAG)
McDowell	Havaco	300	<u>11.00</u>
Mercer	Princeton	300	<u>11.00</u>
Raleigh	Skelton	300	<u>11.00</u>
Wyoming	Pineville	300	<u>11.00</u>
I-64	Bragg	300	<u>11.00</u>

A F F I D A V I T

West Virginia Code §5A-3-10a states:

No contract or renewal of any contract may be awarded by the state or any of its political subdivisions to any vendor or prospective vendor when the vendor or prospective vendor or a related party to the vendor or prospective vendor is a debtor and the debt owned is an amount greater than one thousand dollars in the aggregate

DEFINITIONS:

"Debt" means any assessment, premium, penalty fine, tax or other amount of money owed to the state or any of its political subdivisions because of a judgment fine, permit violation, license assessment, defaulted workers compensation premium, penalty or other assessment presently delinquent or due and required to be paid to the state or any of its political subdivisions, including any interest or additional penalties accrued thereon

"Debtor" means any individual, corporation, partnership, association, limited liability company or any other form or business association owing a debt to the state or any of its political subdivisions

"Political subdivision" means any county commission; municipality; county board of education; any instrumentality established by a county or municipality; any separate corporation or instrumentality established by one or more counties or municipalities, as permitted by law; or any public body charged by law with the performance of a government function or whose jurisdiction is coextensive with one or more counties or municipalities

"Related party" means a party, whether an individual, corporation, partnership, association, limited liability company or any other form or business association or other entity whatsoever, related to any vendor by blood marriage, ownership or contract through which the party has a relationship of ownership or other interest with the vendor so that the party will actually or by effect receive or control a portion of the benefit, profit or other consideration from performance of a vendor contract with the party receiving an amount that meets or exceeds five percent of the total contract amount

EXCEPTION:

The prohibition of this section does not apply where a vendor has contested any tax administered pursuant to chapter eleven of this code, workers' compensation premium, permit fee or environmental fee or assessment and the matter has not become final or where the vendor has entered into a payment plan or agreement and the vendor is not in default of any of the provisions of such plan or agreement

LICENSING:

The vendor must be licensed in accordance with any and all state requirements to do business with the state of West Virginia

CONFIDENTIALITY:

The vendor agrees that he or she will not disclose to anyone directly or indirectly, any such personally identifiable information or other confidential information gained from the agency, unless the individual who is the subject of the information consents to the disclosure in writing or the disclosure is made pursuant to the agency's policies, procedures and rules. Vendors should visit www.state.wv.us/admin/purchase/privacy for the Notice of Agency Confidentiality Policies

Under penalty of law for false swearing (West Virginia Code, §61-5-3), it is hereby certified that the vendor acknowledges the information in this said affidavit and are in compliance with the requirements as stated

Vendor's Name: CAUDILL JED

Authorized Signature: Margaret [Signature] Date: 7 Aug 2016