



TO : Chuck Bowman

Fax# : 304-558-3970

From : J B + Sons LLC  
Route 2 Box 285  
ALBRIGHT, WV 26519

RE: BEO Fee DEP: 14139

BEO DATE 10-4-07

BEO TIME 1:30 pm

TIME FAXED 9:38 AM 10-4-07

RECEIVED  
2007 OCT -4 A 9:46  
PURCHASING DIVISION  
STATE OF WV



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  
DEP14139

PAGE  
1

ADDRESS  
CHUCK BOWMAN  
304-558-2157

RFQ COPY  
TYPE NAME/ADDRESS HERE

JB & Sons LLC  
Route 2 Box 285  
ALBRIGHT, WV 26519

ENVIRONMENTAL PROTECTION  
DEPARTMENT OF  
OFFICE OF AML&R  
601 57TH STREET SE  
CHARLESTON, WV  
25304 304-926-0499

DATE PROVIDED 09/20/2007	TERMS OF SALE	STATE	F.C.I.	FREIGHT TERMS
BID OPENING DATE: 10/04/2007			BID OPENING TIME 01:30PM	

LINE	QUANTITY	UOP	UNIT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
***** ADDENDUM NO. 1 *****						
ADDENDUM ISSUED FOR THE BORGMAN REFUSE & PORTALS PROJECT AS A RESULT OF THE 09/13/07 PRE-BID MEETING.						
ADDENDUM INCLUDES THE PRE-BID SIGN-IN SHEET, THE VENDOR QUESTIONS AND AGENCY ANSWERS, AS WELL AS A REVISION OF THE SCOPE OF WORK RESULTING IN A REVISED BID SHEET, PER THE ATTACHED.						
BID OPENING DATE HAS BEEN EXTENDED FROM 09/26/07 TO 10/04/2007. BID OPENING TIME REMAINS 1:30 PM.						
PLEASE CAREFULLY REVIEW THE ATTACHED.						
***** NO OTHER CHANGES *****						
0001		JB		962-73		
RECLAMATION: RESTORATION OF LAND & OTHER PROPERTIES						

REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE: *W. J. Bolinger II* TELEPHONE: 304-329-0990 DATE: 10-4-07

TITLE: Owner FSN: 550658945 ADDRESS CHANGES TO BE NOTED ABOVE

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

**BORGMAN REFUSE & PORTALS PROJECT**Requisition # **DEP14139**

REVISED Per Addendum #1

Contractor's Bid Sheet

008

Vendors Name:

**J B + SONS LLC**

ITEM NO.	QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
1.0	L.S.	Mobilization & Demobilization (not to exceed 10% of the total amount bid)		\$ 21,400.00
2.0	L.S.	Construction Layout Stakes (not to exceed 5% of the total amount bid)		\$ 10,700.00
3.0	L.S.	Quality Control (not to exceed 3% of the total amount bid)		\$ 6,420.00
4.0	L.S.	Site Preparation (not to exceed 10% of the total amount bid)		\$ 21,400.00
5.0	3,275 LF	Sediment Control	1.00	\$ 3,275.00
6.0	17 AC	Revegetation	1,500.00	\$ 25,500.00
7.1	1,710 LF	Rip Rap Lined Channel	20.00	\$ 34,200.00
7.2	310 LF	Grass Lined Channel	3.00	\$ 930.00
7.3	40 LF	36-Inch HDPE Pipe Culvert	100.00	\$ 4,000.00
7.4	1 EA	Ford Crossing	2,000.00	\$ 2,000.00
8.0	17,000 CY	Unclassified Excavation	2.00	\$ 34,000.00
9.1	9 EA	Wet Mine Seals	3,000.00	\$ 27,000.00
9.2	735 LF	12-Inch SDR35 PVC Conveyance Pipe	20.00	\$ 14,700.00
9.3	50 Bags	Soda Ash Briquettes	1.00	\$ 50.00
11.0	530 LF	Underdrain	16.00	\$ 8,480.00
12.0	1 EA	Gate	500.00	\$ 500.00
<b>TOTAL</b>				\$ 214,555.00



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ENVIRONMENTAL PROTECTION  
 DEPARTMENT OF  
 OFFICE OF AML&R  
 601 57TH STREET SE  
 CHARLESTON, WV  
 25304 304-926-0499

DATE PRINTED 08/23/2007	TERMS OF SALE	SHIP VIA	FGB	FREIGHT TERMS
BID OPENING DATE: 09/26/2007		BID OPENING TIME: 01:30PM		

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	JB		962-73		
<p>RECLAMATION: RESTORATION OF LAND &amp; OTHER PROPERTIES</p> <p>THE WEST VIRGINIA PURCHASING DIVISION, ON BEHALF OF THE WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION, IS SOLICITING BIDS FROM QUALIFIED CONTRACTORS FOR A CONTRACT TO PROVIDE ALL LABOR AND MATERIALS FOR THE RECLAMATION OF 17 ACRE ABANDONED MINE PROJECT KNOWN AS THE "BORGMAN REFUSE &amp; PORTALS" PROJECT, LOCATED NEAR KINGWOOD, WV, (HERSTON CO.)</p> <p>A MANDATORY ON SITE PREBID CONFERENCE SHALL BE HELD ON 09/13/07 @ 10:00 AM. FAILURE TO ATTEND THE PREBID CONFERENCE WILL RESULT IN BID DISQUALIFICATION.</p> <p>DIRECTIONS TO PREBID:                  FROM KINGWOOD, TRAVEL WEST ON RT 7 TO RT 92/4. TURN LEFT AND PROCEED APPROXIMATELY 3/4 MILE. SITE IS ON LEFT. OR FROM RT 92 TRAVEL TO BROWNS MILLS. TURN ON RT 92/4. PROCEED APPROXIMATELY 4 MILES. SITE IS ON RIGHT.</p> <p>PLANS AND SPECIFICATIONS MAY BE OBTAINED FROM WVDEP, OFFICE AML&amp;R, 601 57TH ST., SE, CHARLESTON, WV 25304 PH. 304-926-0485 UPON PAYMENT OF \$15.00 NON-REFUNDABLE FEE. PAYMENT MUST BE MADE BY CHECK OR MONEY ORDER. NO CASH WILL BE ACCEPTED.</p> <p>EXHIBIT 5</p> <p>NOTICE TO PROCEED: THIS CONTRACT IS TO BE PERFORMED</p>						

SIGNATURE: *W. J. Bolyard* TELEPHONE: 304-329-0490 DATE: 10-9-07

TITLE: OWNER FEIN: 85065 8945

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

ADDRESS CHANGES TO BE NOTED ABOVE

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



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**Request for  
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PROJECT NUMBER  
 DEP14139

PAGES  
 3

ADDRESS FOR CORRESPONDENCE (IF DIFFERENT)  
 CHUCK BOWMAN  
 304-558-2157

RFQ COPY  
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J B + SONS LLC  
 Route 2 Box 285  
 ALBRIGHT, WV 26519

ENVIRONMENTAL PROTECTION  
 DEPARTMENT OF  
 OFFICE OF AML&R  
 601 57TH STREET SE  
 CHARLESTON, WV  
 25304 304-926-0499

DATE PRINTED 08/23/2007	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
BID OPENING DATE: 09/26/2007	BID OPENING TIME			01:30PM

LINE	QUANTITY	UOP	CAT. NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
	FURNISH PROOF OF BUILDERS RISK - ALL RISK INSURANCE IN AN AMOUNT EQUAL TO 100% OF THE AMOUNT OF THE CONTRACT.  (XX) BONDS: FIVE PERCENT (5%) OF THE TOTAL AMOUNT OF THE BID PAYABLE TO THE STATE OF WEST VIRGINIA, SHALL BE SUBMITTED WITH EACH BID AS A BID BOND. THE SUCCESSFUL BIDDER SHALL ALSO FURNISH A PERFORMANCE BOND AND LABOR/MATERIAL BOND FOR 100% OF THE AMOUNT OF THE CONTRACT. BONDS MAY BE PROVIDED IN THE FORM OF A CERTIFIED CHECK, IRREVOCABLE LETTER OF CREDIT, OR BOND FURNISHED BY A SOLVENT SURETY COMPANY AUTHORIZED TO DO BUSINESS IN THE STATE OF WEST VIRGINIA. A LETTER OF CREDIT SUBMITTED IN LIEU OF A PERFORMANCE AND LABOR & MATERIAL BOND WILL ONLY BE ALLOWED FOR PROJECTS UNDER \$100,000. PERSONAL OR BUSINESS CHECKS ARE NOT ACCEPTABLE IN LIEU OF THE 5% BID BOND, PERFORMANCE BOND, OR LABOR/MATERIAL BOND.  ( ) MAINTENANCE BOND: A TWO (2) YEAR MAINTENANCE BOND COVERING THE ROOFING SYSTEM WILL BE A REQUIREMENT OF THE SUCCESSFUL VENDOR. ***** EXHIBIT 12  AML CONTRACTOR INFORMATION FORM OMB #1029-0119 (EXPIRATION DATE: 01/31/2010) IS ATTACHED. YOU MUST COMPLETE THIS ORIGINAL FORM TO OBTAIN AN AVS DATA EVALUATION TO DETERMINE YOUR ELIGIBILITY AS AN AML CONTRACTOR. THIS IS A REQUIREMENT UNDER 30 CFR 874.16. IF THE ORIGINAL OMB #1029-0119 IS NOT ATTACHED TO THE BIDDING DOCUMENTS YOU CAN CONTACT THE AVS OFFICE AT 800-643-9748 OR WWW.AVS.OSMRE.GOV *****  CONTRACTORS LICENSE					

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE *W. J. Bolinger* TELEPHONE 304-329-0490 DATE 10-4-07

TITLE OWNER FEN 850658945 ADDRESS CHANGES TO BE NOTED ABOVE

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PAGE  
 4

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DATE PRINTED	TERMS OF SALE	SHIP VIA	COB	FREIGHT TERMS
08/23/2007				
BID OPENING DATE: 09/26/2007		BID OPENING TIME 01:30PM		

LINE	QUANTITY	UO	QTY NO	ITEM NUMBER	UNIT PRICE	AMOUNT
<p>WEST VIRGINIA STATE CODE 21-11-2 REQUIRES THAT ALL PERSONS DESIRING TO PERFORM CONTRACTING WORK IN THIS STATE MUST BE LICENSED. THE WEST VIRGINIA CONTRACTORS LICENSING BOARD IS EMPOWERED TO ISSUE THE CONTRACTORS LICENSE. APPLICATIONS FOR A CONTRACTORS LICENSE MAY BE MADE BY CONTACTING THE WEST VIRGINIA DIVISION OF LABOR, CAPITOL COMPLEX, BUILDING 3, ROOM 319, CHARLESTON, WV 25305 OR PHONE 304-558-7890.</p> <p>WEST VIRGINIA STATE CODE 21-11-11 REQUIRES ANY PROSPECTIVE BIDDER TO INCLUDE THE CONTRACTORS LICENSE NUMBER ON THEIR BID.                      BIDDER TO COMPLETE:                      CONTRACTORS NAME: J. B. + Sons LLC                      CONTRACTORS LICENSE #: WV 013 691</p> <p>THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FURNISH A COPY OF THEIR CONTRACTORS LICENSE PRIOR TO ISSUANCE OF A PURCHASE ORDER/CONTRACT.</p> <p>APPLICABLE LAW</p> <p>THE WEST VIRGINIA STATE CODE, PURCHASING DIVISION RULES &amp; REGULATIONS, PURCHASING DIVISION POLICY STATEMENTS, AND THE INFORMATION PROVIDED IN THE "REQUEST FOR QUOTATION" ISSUED BY THE PURCHASING DIVISION IS THE SOLE AUTHORITY GOVERNING THIS PROCUREMENT.</p> <p>ANY INFORMATION PROVIDED IN SPECIFICATION MANUALS, OR ANY OTHER SOURCE, VERBAL OR WRITTEN, WHICH CONTRADICTS OR ALTERS THE INFORMATION PROVIDED FROM THE SOURCES AS DESCRIBED IN THE ABOVE PARAGRAPH IS VOID AND OF NO EFFECT.</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE *W. J. Boloyard* TELEPHONE 304-329-0490 DATE 10-9-07

TITLE OWNER FEIN 55065 8945 ADDRESS CHANGES TO BE NOTED ABOVE

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### Request for Quotation

ITEM NUMBER  
 DEP14139

PAGE  
 11

ADDRESS FOR CORRESPONDENCE/ATTENTION ONLY  
 CHUCK BOWMAN  
 304-558-2157

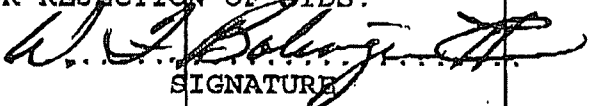
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J B & Sons LLC  
 Route 2 Box 285  
 ALBRIGHT, WV 26519

ENVIRONMENTAL PROTECTION  
 DEPARTMENT OF  
 OFFICE OF AML&R  
 601 57TH STREET SE  
 CHARLESTON, WV  
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DATE PRINTED 08/23/2007	TERMS OF SALE	SHIP VIA	FOB	FREIGHT TERMS
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BID OPENING DATE: 09/26/2007 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
SHALL ALSO APPLY TO AN ADDENDUM DOCUMENT. THE ONLY EXCEPTION MAY BE FOR AN ADDENDUM THAT IS ISSUED FOR THE SOLE PURPOSE OF CHANGING A BID OPENING TIME AND/OR DATE.  REV. 11/96 EXHIBIT 10  REQUISITION NO.: ....DEP14139  ADDENDUM ACKNOWLEDGEMENT  I HEREBY ACKNOWLEDGE RECEIPT OF THE FOLLOWING CHECKED ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO MY PROPOSAL, PLANS AND/OR SPECIFICATION, ETC.  ADDENDUM NO.'S: NO. 1 ... X ..... NO. 2 ..... NO. 3 ..... NO. 4 ..... NO. 5 .....  I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF THE ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF BIDS.  <div style="text-align: right;">                           SIGNATURE                     </div>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE 	TELEPHONE 304-329-0490	DATE 10-9-07	TITLE OWNER
FAX 550658945		ADDRESS CHANGES TO BE NOTED ABOVE	

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RFQ NUMBER  
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PAGE  
 12

ADDRESS FOR CORRESPONDENCE / DATE / PHONE NO.  
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J B & Sons LLC  
 Route 2 Box 285  
 ALBRIGHT, WV 26519

ENVIRONMENTAL PROTECTION  
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DATE PRINTED 08/23/2007	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
BID OPENING DATE: 09/26/2007		BID OPENING TIME		01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
				J. B. & Sons, LLC COMPANY		
				10-4-07 DATE		
	REV. 11/96					
	NOTICE					
	A SIGNED BID MUST BE SUBMITTED TO:					
	DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305-0130					
	THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED:					
	SEALED BID					
	BUYER:			CB-23		
	RFQ. NO.:			DEP14139		
	BID OPENING DATE:			09/26/2007		
	BID OPENING TIME:			1:30 PM		

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE: *W. J. Bolinger* TELEPHONE: 304-329-0490 DATE: 10-4-07  
 TITLE: DUWAP 550658945 ADDRESS CHANGES TO BE NOTED ABOVE

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





State of West Virginia  
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PAGE  
 13

ADDRESS FOR CORRESPONDENCE TO ATTENTION OF  
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J. Bol Saws LLC  
 Route 2 Box 285  
 ALBERTA WV 26519

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BID OPENING DATE: 09/26/2007	BID OPENING TIME			01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID: ----- 304-329-0818 ----- CONTACT PERSON (PLEASE PRINT CLEARLY): ----- BEN BOLINGER -----  ***** THIS IS THE END OF RFQ DEP14139 ***** TOTAL: \$ 214,555.00						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE: *W. L. Bolinger* TELEPHONE: 304-329-0490 DATE: 10-4-07

TITLE: DWA 92 FEIN: 550658945 ADDRESS CHANGES TO BE NOTED ABOVE

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

RFQ No. DEP14139

STATE OF WEST VIRGINIA  
Purchasing Division

**PURCHASING AFFIDAVIT**

019

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 owed 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:** Vendors must be licensed and in good standing in accordance with any and all state and local laws and requirements by any state or local agency of West Virginia, including, but not limited to, the West Virginia Secretary of State's Office, the West Virginia Tax Department, West Virginia Insurance Commission, or any other state agencies or political subdivision. Furthermore, the vendor must provide all necessary releases to obtain information to enable the Director or spending unit to verify that the vendor is licensed and in good standing with the above entities.

**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](http://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: J B & Sons LLC

Authorized Signature: [Signature] Date: 10-4-07

68-256515  
9060014

No. 060815

**Clear Mountain Bank**  
P.O. Box 206, Bruceton Mills, WV 26025  
Kingwood Office

REMITTER: C E BOLYARD & SON

PAY TO THE ORDER OF: Charles Haver

AMOUNT: \$ 10,000.00

THIS DOCUMENT HAS A MICRO-PRINT SIGNATURE LINE, WATERMARK AND A THERMOCHROMIC INK. ABSENCE OF THESE FEATURES WILL INDICATE A COPY.

CASHIER'S CHECK

*Charles Haver* | *Charles Haver*