



P O Box 2049 BUCKHANNON, WV 26201-2049 304.472.8890 FAX 304.472.8897

TRANSMITTAL SHEET

Date: MARCH 30, 2011		
TO: CHIKK BOWMAN 304-558-3970		
From: Entribres		
Number of pages, including this cover:	1 1 1 1 1 1 1 1 1 1	
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CONFIDENTIALITY NOTICE: This facsimile contains confidential information which may also be legally privileged and which is intended only for the use of the addressee(s) named above. If you are not the intended recipient, or the employee agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination or copying of this facsimile, or the taking of any action in reliance on the contents of this telecopy information, may be strictly prohibited. If you have received this facsimile in error please notify us immediately by telephone and return the entire facsimile to us at the above address via the U.S. Postal Service.

BUCKHANNON WV



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

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***709D354D6** 304-472-8890 J F ALLEN COMPANY PO BOX 2049

ENVIRONMENTAL PROTECTION DEPARTMENT OF OFFICE OF AML&R 601 57TH STREET SE CHARLESTON, WV

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DATS PRINTED TERMS OF SALE SHIP VIA FOLD FOLD 02/10/2011 BID OPENING DATE: <u>03/30/2011</u> BID OPENING TIME 01:30PM CAT. i ÜOP∵ ITEM NUMBER AMOUNT (INEXXX) QUANTITY OUNIT PRICE 962-73 0001 JB RECLAMATION: RESTORATION OF LAND & OTHER PROPERTIES THE WEST VIRGINIA PURCHASING DIVISION, FOR 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 A 4.5-ACRE ABANDONED MINE PROJECT KNOWN AS THE "BELINGTON PORTALS & DRAINAGE" PROJECT LOCATED IN BELINGTON, WEST VIRGINIA, (BARBOUR CO.). A MANDATORY ON SITE PREBID CONFERENCE SHALL BE HELD ON 03/02/11 a 10:00 AM. ALL INTERESTED PARTIES ARE REQUIRED TO ATTEND THIS MEETING. FAILURE TO ATTEND TH MANDATORY PRE-BID SHALL RESULT IN DISQUALIFICATION OF NO ONE PERSON MAY REPRESENT MORE THAN ONE THE BID. ALSO, PREBIDS WILL INVOLVE EXTENSIVE FOOT TRAVEL OVER DIFFICULT TERRAIN AND/OR DURING INCLEMENT WEATHER. AN ATTENDANCE SHEET WILL BE MADE AVAILABLE FOR ALL POTENTIAL BIDDERS TO COMPLETE. THIS WILL SERVE AS THE OFFICIAL DOCUMENT VERIFYING ATTENDANCE AT THE MANDATORY FAILURE TO PROVIDE YOUR COMPANY AND PRE-BID. REPRESENTATIVE NAME ON THE ATTENDANCE SHEET WILL RESULT IN DISQUALIFICATION OF THE BID. THE STATE WILL NOT ACCEPT ANY OTHER DOCUMENTATION TO VERIFY ATTENDANCE. THE BIDDER IS RESPONSIBLE FOR ENSURING THEY HAVE COMPLETED THE INFORMATION REQUIRED ON THE ATTENDANCE THE PURCHASING DIVISION AND THE STATE AGENCY WILL NOT ASSUME ANY RESPONSIBILITY FOR A BIDDER'S FAILURE TO COMPLETE THE PRE-BID ATTENDANCE SHEET. SEE REVERSE SIDE FOR TERMS AND CONDITIONS... สารที่ สาท โดย เดินแล้วสั่น เรียนแล้ว น้ำ เดิมแล้วสั่นสั่ ADDRESS CHANGES TO BE NOTED ABOVE

GENERAL TERMS & CONDITIONS REQUEST FOR QUOTATION (RFQ) AND REQUEST FOR PROPOSAL (RFP)

- 1. Awards will be made in the best interest of the State of West Virginia.
- 2. The State may accept or reject in part, or in whole, any bid.

3. Prior to any award, the apparent successful vendor must be properly registered with the Purchasing Division

and have paid the required \$125 fee.

- 4. All services performed or goods delivered under State Purchase Order/Contracts are to be continued for the term of the Purchase Order/Contracts, contingent upon funds being appropriated by the Legislature or otherwise being made available. In the event funds are not appropriated or otherwise available for these services or goods this Purchase Order/Contract becomes void and of no effect after June 30.
- 5. Payment may only be made after the delivery and acceptance of goods or services.
- 6. Interest may be paid for late payment in accordance with the West Virginia Code.
- 7. Vendor preference will be granted upon written request in accordance with the West Virginia Code.
- 8. The State of West Virginia is exempt from federal and state taxes and will not pay or reimburse such taxes.
- 9. The Director of Purchasing may cancel any Purchase Order/Contract upon 30 days written notice to the seller.
- 10. The laws of the State of West Virginia and the Legislative Rules of the Purchasing Division shall govern the purchasing process.
- 11. Any reference to automatic renewal is hereby deleted. The Contract may be renewed only upon mutual written agreement of the parties.
- 12. BANKRUPTCY: In the event the vendor/contractor files for bankruptcy protection, the State may deem this contract null and void, and terminate such contract without further order.
- 13. HIPAA BUSINESS ASSOCIATE ADDENDUM: The West Virginia State Government HIPAA Business Associate Addendum (BAA), approved by the Altorney General, is available online at www.state.wv.us/edmin/purchase/vrc/hipea.htm and is hereby made part of the agreement. Provided that the Agency meets the definition of a Cover Entity (45 CFR §160.103) and will be disclosing Protected Health Information (45 CFR §160.103) to the vendor.
- 14. 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. Vendor further agrees to comply with the Confidentiality Policies and Information Security Accountability Requirements, set forth in http://www.state.wv.us/admin/purchase/privacy/noticeConfidentiality.pdf.
- 15. 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, and the West Virginia Insurance Commission. 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.
- 16. ANTITRUST: In submitting a bid to any agency for the State of West Virginia, the bidder offers and agrees that if the bid is accepted the bidder will convey, sell, assign or transfer to the State of West Virginia all rights, title and interest in and to all causes of action it may now or hereafter acquire under the antitrust laws of the United States and the State of West Virginia for price fixing and/or unreasonable restraints of trade relating to the particular commodities or services purchased or acquired by the State of West Virginia. Such assignment shall be made and become effective at the time the purchasing agency tenders the initial payment to the bidder.

I certify that this bid is made without prior understanding, agreement, or connection with any corporation, firm, limited liability company, partnership, or person or entity submitting a bid for the same material, supplies, equipment or services and is in all respects fair and without collusion or Fraud. I further certify that I am authorized to sign the certification on behalf of the bidder or this bid.

INSTRUCTIONS TO BIDDERS

- 1. Use the quotation forms provided by the Purchasing Division. Complete all sections of the quotation form.
- 2. Items offered must be in compliance with the specifications. Any deviation from the specifications must be clearly indicated by the bidder. Alternates offered by the bidder as EQUAL to the specifications must be clearly defined. A bidder offering an alternate should attach complete specifications and literature to the bid. The Purchasing Division may waive minor deviations to specifications.

3. Unit prices shall prevail in case of discrepancy. All quotations are considered F.O.B. destination unless alternate shipping terms are clearly identified in the quotation.

4, All quotations must be delivered by the bidder to the office listed below prior to the date and time of the bid opening. Failure of the bidder to deliver the quotations on time will result in bid disqualifications: Department of Administration, Purchasing Division, 2019 Washington Street East, P.O. Box 50130, Charleston, WV 25305-0130 5. Communication during the solicitation, bid, evaluation or award periods, except through the Purchasing Division,

is strictly prohibited (W.Va. C.S.R. §148-1-6.6)

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

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CHUCK BOWMAN 304-558-2157

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

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ADDRESS CHANGES TO BE NOTED ABOVE

J F ALLEN COMPANY PO BOX 2049 BUCKHANNON WV 26201

DATE ARINTED 02/10/2011 BID OPENING DATE: BID OPENING TIME 03/30/2011 01:30PM CAT TEM NUMBER UNIT PRICE INE ... AMOUNT UOP. QUANTITY. ADDITION, WE REQUEST THAT ALL POTENTIAL BIDDERS INCLUDE THEIR EMAIL ADDRESS AND FAX NUMBER. ALL POTENTIAL BIDDERS ARE REQUESTED TO ARRIVE PRIOR TO THE STARTING TIME FOR THE PRE-BID. BIDDERS WHO ARRIVE LATE, BUT PRIOR TO THE DISMISSAL OF THE TECHNICAL PORTION OF THE PRE-BID, WILL BE PERMITTED TO SIGN IN. BIDDERS WHO ARRIVE AFTER CONCLUSION OF THE TECHNICAL PORTION OF THE PRE-BID, BUT DURING ANY SUBSEQUENT PART OF THE PRE-BID, WILL NOT BE PERMITTED TO SIGN THE ATTENDANCE SHEET. DIRECTIONS TO PREBID: FROM PHILIPPI, WEST VIRGINIA, PROCEED TO BELINGTON VIA US RT. 250. AT SHEETZ, TURN LEFT AND FOLLOW LOCUST AVENUE FOR 0.3 MILES TO DEWAYNE BENNETIT'S DRIVEWAY. TURN RIGHT INTO THE DRIVEWAY AND PROCEED TO THE LAST TRAILER ON THE LEFT. PLANS AND SPECIFICATIONS MAY BE OBTAINED FROM WVDEP, OFFICE AML&R, 601 57TH ST., SE, CHARLESTON, WV 25304, PH. 304-926-0485 UPON PAYMENT OF \$20.00 NON-REFUNDABLE FEE. PAYMENT MUST BE MADE BY CHECK OR MONEY ORDER. NO CASH WILL BE ACCEPTED. EXHIBIT 5 WEST VIRGINIA CODE 21-11D-5 PROVIDES THAT; ANY SOLICI-TATION FOR A PUBLIC IMPROVEMENT CONSTRUCTION CONTRACT REQUIRES EACH VENDOR THAT SUBMITS A BID FOR THE WORK TO SUBMIT AT THE SAME TIME AN AFFIDAVIT OF COMPLAINCE THE ENCLOSED DRUG-FREE WORKPLACE WITH THE BID. AFFIDAVIT MUST BE SIGNED AND SUBMITTED WITH THE BID AS EVIDENCE OF THE VENDOR'S COMPLIANCE WITH THE PROVISIONS OF ARTICLE 1D, CHAPTER 21 OF THE WEST the transfer of the following the state of t TELEPHONE DATE



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304-472-8890

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PO BOX 2049

BUCKHANNON WV

J F ALLEN COMPANY



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Request for Quotation

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STORES SEE NUMBER: <u>DEP15335</u>

CHUCK BOWMAN 304-558-2157

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

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

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ENVIRONMENTAL PROTECTION DEPARTMENT OF OFFICE OF AML&R 601 57TH STREET SE CHARLESTON, WV

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304-472-8890 *709035406 J F ALLEN COMPANY PO BOX 2049

BUCKHANNON WV 26201

DATE PRINTED 02/10/2011 BID OPENING DATE: 03/30/2011 BID OPENING <u>01:30PM</u> QUANTITY LINE ITEM NUMBER UNITPRICE UOP AMOUNT APPLICATION FOR PAYMENT WITH AN ITEMIZED SCHEDULE OF VALUES AS HEREIN BEFORE REQUESTED. THE FORM INCLUDED IN THE SPECIFICATIONS SHALL BE USED FOR APPLICATIONS OF PAYMENT. IT IS THE DEP'S INTENT THAT THE PAYMENT TO THE CONTRACTOR BE MADE WITHIN 60 DAYS AFTER RECEIPT OF APPLICATION FOR PAYMENT. APPLICATION FOR PARTIAL PAYMENT: (7) THE CONTRACTOR MAY, ON A PERIODIC BASIS, SUBMIT FOR PARTIAL PAYMENT BASED ON THE AMOUNT OF WORK COMPLETED AT THE TIME OF THE SUBMITTAL. THE AMOUNT OF PAYMENT WILL BE DETERMINED FROM THE ACTUAL QUANTITY OF WORK COMPLETED IF BASED UPON UNIT MEASURES OR THE PERCENT COMPLETED IF BASED UPON A LUMP SUM. IN THE EVENT THE VENDOR/CONTRACTOR FILES BANKRUPTCY: FOR BANKRUPTICY PROTECTION, THE STATE MAY DEEM THIS CONTRACT NULL AND VOID, AND TERMINATE SUCH CONTRACT WITHOUT FURTHER ORDER. REV. 1/2005 PREFERENCE FOR USE OF DOMESTIC STEEL PRODUCTS EXCEPT WHEN AUTHORIZED BY THE DIRECTOR OF THE PURCHASING DIVISION PURSUANT TO SUBSECTION 2 BELOW, NO CONTRACTOR MAY USE OR SUPPLY STEEL PRODUCTS FOR A STATE CONTRACT PROJECT OTHER THAN THOSE STEEL PRODUCTS MADE IN THE UNITED STATES. AS USED IN THIS CONTRACT, "STATE CONTRACT PROJECT" MEANS ANY ERECTION OR CONSTRUCTION OF, OR ANY ADDITION TO, ALTERATION OF OR OTHER IMPROVEMENT TO ANY BUILDING OR STRUCTURE, INCLUDING, BUT NOT LIMITED TO, ROADS OR HIGHWAYS, OR THE INSTALLATION OF ANY HEATIN SEE REVERSE SIDE FOR TERMS AND CONDITIONS TELEPHONE SIGNATURE 304-472-8890

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

2031861

PO BOX 2049

BUCKHANNON WV

J F ALLEN COMPANY



State of West Virginia
Department of Administration

Request for Quotation

DEP1535 Purchasing Division 2019 Washington Street East Post Office Box 50130 Charleston, WV 25305-0130

26201

304-472-8890

CHUCK BOWMAN 304-558-2157

ENVIRONMENTAL PROTECTION DEPARTMENT OF OFFICE OF AML&R 601 57TH STREET SE

CHARLESTON, WV 25304 304-926-0499.

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Request for

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CHUCK BOWMAN 304-558-2157

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

304-926-0499

*709035406 304-472-8890 J F ALLEN COMPANY PO BOX 2049

26201 BUCKHANNON WV

CATERRINTED 02/10/2011 BID OPENING DATE: 03/30/2011 <u>BID</u> OPENING TIME 01:30PM CAT i od i obćik pri obči Spri UNE. posob ITEM NUMBER AMOUNT QUANTITY UOP . UNITPRICE A CONTRACTOR WHO USES STEEL PRODUCTS IN VIOLATION OF THIS SECTION MAY BE SUBJECT TO CIVIL PENALTIES PURSUANT TO WV CODE SECTION 5A-3-56. REV. 10/01/01 EXHIBIT 7 DOMESTIC ALUMINUM, GLASS & STEEL IN PUBLIC WORKS PROJECTS IN ACCORDANCE WITH WEST VIRGINIA CODE 5-19-1 ET.,SEQ., EVERY CONTRACT FOR CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR, IMPROVEMENT OR MAINTENANCE OF PUBLIC WORKS, WHERE THE COST IS MORE THAN \$50,000 AND, IN THE CASE OF STEEL ONLY, WHERE THE COST OF STEEL IS MORE THAN \$50,000 OR WHERE MORE THAN 10,000 POUNDS OF STEEL ARE REQUIRED, THE STATE WILL ACCEPT ONLY ALUMINUM GLASS, OR STEEL PRODUCTS PRODUCED IN THE UNITED STATES. IN ADDITION, ITEMS OF MACHINERY OR EQUIPMENT PURCHASED FOR USE AT THE SITE OF PUBLIC WORKS SHALL BE MADE OF DOMESTIC ALUMINUM, GLASS OR STEEL, UNLESS THE COST OF THE PRODUCT IS LESS THAN \$50,000 OR LESS THAN 10,000 POUNDS OF STEEL ARE USED IN PUBLIC WORKS PROJECTS. FOREIGN MADE ALUMINUM, GLASS OR STEEL PRODUCTS MAY BE ACCEPTED ONLY IF THE COST OF DOMESTIC PRODUCTS IS FOUND SUCH COST IS UNREASONABLE IF IT IS TO BE UNREASONABLE. 20% OR MORE HIGHER THAN THE BID PRICE FOR FOREIGN MADE IF THE DOMESTIC ALUMINUM, GLASS OR STEEL PRODUCTS TO BE SUPPLIED OR PRODUCED IN A "SUBSTANTIAL LABOR SURPLUS AREA", AS DEFINED BY THE UNITED STATES DEPARTMENT OF LABOR, FOREIGN PRODUCTS MAY BE SUPPLIED ONLY IF DOMESTIC PRODUCTS ARE 30% OR MORE HIGHER IN PRICE THAN THE FOREIGN MADE PRODUCTS. THE HELL OF SEE REVERSE, SIDE FOR TERMS AND CONDITIONS. THE SECOND PROPERTY OF THE PROPERTY AND CONDITIONS. ស និស៊ីន អាចប្រកាសិលាប<u>ែក និងស្រែក</u> 304-472-8890

ADDRESS CHANGES TO BE NOTED ABOVE

PO BOX 2049

BUCKHANNON WV

J F ALLEN COMPANY



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

304-472-8890

Request for AFONUMBER

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CHUCK BOWMAN 304-558-2157

ENVIRONMENTAL PROTECTION DEPARTMENT OF OFFICE OF AML&R 601 57TH STREET SE CHARLESTON, WV

25304

304-926-0499

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Request for Quotation DEP15339

DEP15335

PAGE

CHUCK BOWMAN

304-558-2157

304-472-8890 *709035406 J F ALLEN COMPANY PD BOX 2049 BUCKHANNON WV 26201

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

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DEP15335

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CHUCK BOWMAN

<u>304-558-2157</u>

304-472-8890 *709035406 J F ALLEN COMPANY PD BOX 2049

BUCKHANNON WV 26201

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

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02/10/2011 BID OPENING TIME 01:30PM BID OPENING DATE: 03/30/2011 AMOUNT LINE UNITPRICE TEM NUMBER REPRESENTATION MADE OR ASSUMED TO BE MADE DURING ANY ORAL DISCUSSION HELD BETWEEN VENDOR'S REPRESENTATIVES AND ANY STATE PERSONNEL IS NOT BINDING, ONLY THE INFORMATION ISSUED IN WRITING AND ADDED TO THE SPECIFICATIONS BY AN OFFICIAL ADDENDUM IS BINDING. SIGNATURE COMPANY 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 CB-23 BUYER: TO THE PROPERTY OF THE PROPERT 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 Quotation

PEO NUMBER: DEP15335 PAGENER 14

ADDRESS CORRESPONDENCE TO ALTENTION OF THE PROPERTY OF THE PRO CHUCK BOWMAN

304-558-2157

***709035406** 304-472-8890 J F ALLEN COMPANY PO BOX 2049

BUCKHANNON WV 26201

ENVIRONMENTAL PROTECTION DEPARTMENT OF OFFICE OF AML&R 601 57TH STREET SE CHARLESTON, WV

25304 304-926-0499

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Belington Portals & Drainage DEP15335 Contractor's Bld Sheet

The DEP reserves the right to request additional information and supporting documentation regarding unit prices when the unit price appears to be unreasonable.

Item No.	Quantity	Unit	Description	Unit Price	Amount
		設型製電		The second secon	
1.0	1	LS	Mobilization & Demobilization , per lump sum, Not to	LS	\$ 20,000.00
			exceed 10% of total bid amount		
2,0	1	LS	Construction Survey Control, per lump sum, Not to	LS	\$ 55,000.00
			exceed 5% of total bid amount		
3.0	1	LS	Quality Control, per lump sum, Not to exceed 3% of	LS	\$ 5,000.00
			total bld		
4.0	1	LS	Site Preparation, per lump sum, Not to exceed 10% of	l.S	\$ 10,000.00
			total bid amount		
5,1	454	LF		\$ 2.00	\$ 908.00
5.2	61	EA	Rock Check Dam, per each	\$ 100.00	\$ 6,100.00
5.3	8	EA		\$ 100.00	\$ 800.00
6.0	4.5	AC		\$ 2000.00	\$ 9,000.00
7.1	41	LF	Rip Rap Lined Ditch, Type I, per linear foot	\$ 51.00	\$ 2,091.00
7.2	1,521	LF		\$ 25.00	\$ 38,025.00
. 7.3	225	LF	Grass Lined Ditch, Type 1, per linear foot	\$ 5.00	\$ 1,125.00
7.4	86	LF	Grass Lined Ditch, Type 2, per linear foot	\$ 12.00	\$ 1,032.0
7.5	380	LF	2" Diameter Domestic PVC Pipe, per linear foot	\$ 10.00	\$ 3,800.0
7.6	579	LF	12" Dlameter HDPE Pipe, per linear foot	\$ 38.00	\$22,002.00
7.7	54	LF.	15" Diameter HDPE Pipe, per linear foot	\$ 52.00	\$ 2,808.0
	549	LF	18" Diameter HDPE Pipe, per linear foot	\$ 73.00	\$ 40,077.0
7.8	1,022	LF	24" Diameter HDPE Pipe, per linear foot	\$ 76.00	\$ 77,672.0
7.9	8	EA	WVDOH Type "G" Inlet, per each	\$1800-00	\$ 14,400.0
7.10	1	EA	Modified WVDOH Type "G" Inlet, per each	\$ 2500.00	\$ 2,500.0
7.11	7	EA	WVDOH Type "A" Manhole, per each	\$ 2200,00	\$ 15,400.0
7.12	6	EA	Prefabricated Pipe End Section, per each	\$ 750.00	\$ 4,500.0
7.13		EA	WVDOH Wingwall, per each	\$1,500.00	\$ 3,000.0
7.14	2	SY	Rip Rap Slope Protection, per square yard	\$ 50.00	
7.15	42	CY	Unclassifled Excavation, per cubic yard	\$ 3.00	
8:0	100		Wet/Modified Mine Seal, per each		\$67,500.0
9.1	9	EA	Soda Ash Briquettes (50 lb. bag), per each	\$ 25.00	
9.2	100	EA	Bituminous Road Overlay, per ton		\$:12,500.0
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OMB #1029-0119 Expiration Date: 1/31/13

AML CONTRACTOR INFORMATION FORM___

You must complete this form for your AML contracting officer to request an eligibility evaluation from the Office of Surface Mining to determine if you are eligible to receive an AML contract. This requirement applies to contractors and their sub-contractors and is found under OSM's regulations at 30 CFR 874.16.

Part A: General Information
Business Name:
City: Branch State: WV Zip Code: 26201 Phone: 304_472-889 Fax No.: 34472-8897 E-mail address: Marie Tealle Co. Com
Part B: Legal Structure
() Corporation () Sole Proprietorship () Partnership () LLC () Other (please specify)
Part C: Certifying and updating information in the Applicant/Violator System (AVS). Select only one of the following options, follow the instructions for that option, and sign below.
I. M. C. C. C. C. C. C. C. C. A.
Information on the attached Entity Organizational Family Tree (OFT) from AVS is accurate, complete, and up-to-date. If you select this option, you must attach an Entity OFT from AVS to this form. Sign and date below and do not complete Part D.
2. Part of the information on the attached Entity OFT from AVS is missing or incorrect and must be updated. If you select this option, you must attach an Entity OFT from AVS to this form. Use Part D to provide the missing or corrected information. Sign and date below and complete Part D.
Our business currently has no information in AVS. If you select this option, you must provide all information required in Part D. Sign and date below and complete Part D.
3/11/2011 muchael D. Frail VIERDERIDERT
Date Signature Title
IMPORTANT! In order to certify in Part C to the accuracy of existing information in

IMPORTANT! In order to certify in Part C to the accuracy of existing information in AVS, you must obtain a copy of your business' Entity OFT. To obtain an Entity OFT, contact the AVS Office, toll-free, at 800-643-9748 or from the AVS website at https://avss.osmre.gov.

Page 1 of 1

ENTITY OFT REPORT

Search Criteria: ® Primary Entity O'Related Entity J F ALLEN		O Hide Ended Relationships (®) Show Ended Relationships Entity Name:	ity Name:	Maii To: <u>Send</u>
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Parent Entity	Description	Related Entity	% Ownership	Begin Date End D
(139828) J F Allen Co	President	(139829) John C Allen		1/1/1980
(139828) J F Allen Ca	Shareholder	(139829) John C Allen	\$1%	0861/1/1
(139828) J F Allen Co	Shareholder	(155367) Michael S Allen	3%	5861/1/1
(139828) J F Allen Co	Director	(139830) James F Allen Iv		1/1/1988
(139828) J F Allen Co	Shareholder	(139830) James F Allen Iv	12%	1/1/1588
(139828) J F Allen Co	Shareholder	(139831) John C Allen Jr	28%	1/1/1901
(139828) J F Allen Co	Shareholder	(139831) John C Allen Jr	36%	0861/1/1
(139828) JF Allen Co	Director	(139832) Michael D Griffith		1/15/1988
(139828) JF Allen Co	Vice President	(139832) Michael D Griffith		17/1985
(139828) J F Allen Co	Director	(155365) Gregory S Hadjis		371/2003
(139828) J F Allen Co	Vice President	(155365) Gregory S Hadjis		3/1/2003
(139828) J F Allen Co	Director	(155366) Mary E Lydon		9661/06/11
(139828) J F Allen Co	Secretary	(155366) Mary E Lydon		9661/06/11
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Request for DESCRIPTION OF THE PROPERTY OF THE Quotation

DEP15335

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

RFQ COPY TYPE NAME/ADDRESS HERE

> J.F. Allen Company P.O. Box 2049 Buckhannon, WV 26201-2049

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	RECLAM	ATION:	RESTORAT	ION OF LAN	HTO & GI	ER PROPE	RTIES	t
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SIGNATURE	much	zel SC	1792		TELEPHONE	2-889		1815CH 50'5011
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	Agency DEP
	REQ.P.O# <u>DEP15335</u>
	BID BOND
KNOW ALL MEN BY THESE PRESENTS, That we,	the undersigned. J F Allen Company
pf PO Box 2049 Buckhannon, WV, 26201-204	
	_, a corporation organized and existing under the laws of the State of
	Falls, as Surely, are held and firmly bound unto the State
	t bid (\$ 5% amount bid) for the payment of which,
	/es, our heirs, administrators, executors, successors and assigns.
The Condition of the above obligation is such that wh	ereas the Principal has submitted to the Purchasing Section of the
Department of Administration a certain bid or proposal, attache	ed hereto and made a part hereof, to enter into a contract in writing for
DEP15335, Belington Portals / Drainage in Barbour Co	ounty WV _{ii}
according to plans and specifications.	
NOW THEREFORE,	
(a) If said bid shall be rejected, or	
(b) If said bid shall be accepted and the Principal shareto and shall furnish any other bonds and insurance require agreement created by the acceptance of said bid, then this object.	all enter into a contract in accordance with the bid or proposal attached ad by the bid or proposal, and shall in all other respects perform the ligation shall be null and void, otherwise this obligation shall remain in full a liability of the Surety for any and all claims hereunder shall, in no event,
The Surety, for the value received, hereby stipulates a way impaired or affected by any extension of the time within waive notice of any such extension.	and agrees that the obligations of said Surety and its bond shall be in no nich the Obligee may accept such bid, and said Surety does hereby
IN WITNESS WHEREOF, Principal and Surety have	hereunto set their hands and seals, and such of them as are corporations
have caused their corporate seals to be affixed hereunto and the	
1st day of March , 20 11 .	, , , , , , , , , , , , , , , , , , , ,
Principal Corporate Seal	JF Allen Company
	(Name of Principal)
	By mickael D. Fry il
	(Must be President) Vice President)
	·
	Michael D. Griffith, Vice President (Title)
Surety Corporate Seal	Western Surety Company (Name of Surety)
	1 a · O· Ooo (
	Shella) I Comick Attorney-in-Fact
	Sheila McCormick

IMPORTANT – Surely executing bonds must be licensed in West Virginia to transact surely insurance. Corporate seals must be affixed, and a power of attorney must be attached.

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Rnow 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 Fulls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Ross E Johnson, Beverly A Holstine, Kathryn K Arthur, Sheila Mc Cormick, Individually

of Charleston, WV, 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

- In Unlimited Amounts -

and to bind it thursby as fully and to the some extent as if such instruments were signed by a duly authorized officer of the corporation and all the sets of said Autority, 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 Wherenf, WESTERN SURETY COMPANY has caused those presents to be signed by its Senior Vice President and its corporate sent to be before affixed on this 11th day of August, 2010.



WESTERN SURETY COMPANY

Paul & Amillat Senior Vice President

State of South Dakota County of Minnehalia

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On this 11th day of August, 2010, 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 Stoux 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 suthority 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 set and deed of said corporation.

My commission expires

November 30, 2012



D. Krell, Nothy Public

CERTIFICATE

I, I., 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 in manual affixed the sent of the said corporation this 1st day of March 2011



WESTERN SURETY COMPANY

J. Relson, Assistant Secretar

Authorizing By-Law

ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY

This Power of Atterney is made and executed pursuant to and by authority of the following By-Law duly adopted by the abareholders 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, and 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.



State of West Virginia DRUG FREE WORKPLACE CONFORMANCE AFFIDAVIT West Virginia Code §21-1D-5

STATE OF WEST VIRGINIA
COURTY OF LYSUS TO-WIT:
I, Muller being first duly sworn, depose and
1. I am an employee of; and, (Company Name)
2. I do hereby attest that (Company Name) (Company Name)
maintains a valid written drug free workplace policy and that such policy is in compliance with West Virginia Code §21-1D-5.
The above statements are sworn to under the penalty of perjury. (Company Name)
Title: Vie Various
Date: Mach 11, 2011 Date: March 2011.
Taken, subscribed and sworn to before me this day or
By Commission Rex Disease 19 19 1011 (CIAL SEAL IN WEST VIRIGINIA INDIANY PUBLIC Instruct Phillips PO Box 223 INCIC Cava, WV 26234 INSTRUCT Public (Notary Public)
THIS AFFIDAVIT MUST BE SUBMITTED WITH THE BID IN ORDER TO

COMPLY WITH WV CODE PROVISIONS. FAILURE TO INCLUDE THE AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF THE BID. Rev March 2009

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RFQ No	
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STATE OF WEST VIRGINIA Purchasing Division

PURCHASING AFFIDAVIT

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.

"Debl" 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 exceed 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.

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

WITNESS THE FOLLOWING SIGNATURE	
Vendor's Name:	27 TIL Date: MARCH 11, 2011
Authorized Signature:	58.6.
State of WEST VIRGILIA	
County of Lipsuin to-wit:	· Mark 201/
Taken, subscribed, and sworn to before me this 11 day of	. 20 //-
My Commission expires	$-\frac{2011}{20}$
OPFICIAL SEAL ART OF WEST VIRGINIA OTARY PUBLIC JOHN D. Philips JOHN WY 2824 March WY 2824	NOTARY PUBLIC Allies of thelips