

2400 Ritter Drive
 Daniels, WV 25832
 PH: 304-763-4573
 Fax: 304-763-4591
 www.aspen-golf.com

Aspen Corporation

Fax

To: Beth Collins
 WV Purchasing Division
 2019 Washington Street, East
 P.O. Box 50130
 Charleston, WV 25305-0130

From: Brian Knight

Fax: 304-558-3970

Pages: 26 (counting cover)

Phone: 304-558-2157

Date: 4-16-2015

Re: DEP 17113 Conley Branch

CC: File

Urgent **For Review** **Please Comment** **Please Reply** **Please Recycle**

• **Comments:**

Buyer: Beth Collins

RFQ. NO. DEP17113

Bid Opening Date: April 16, 2015

Bid Opening Time: 1:30 PM

04/16/15 10:43:55
 WV Purchasing Division

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RECEIVED TIME APR. 16. 10:37AM



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

State of West Virginia
Request for Quotation
32 - Reclamation

Proc Folder: 68523

Doc Description: Addendum No. 01 Conley Branch (Whitt) Landslide

Proc Type: Central Purchase Order

Date Issued	Solicitation Closes	Solicitation No	Version
2015-03-31	2015-04-16 13:30:00	CRFQ 0313 DEP1600000045	2

BID RECEIVING LOCATION

BID CLERK

DEPARTMENT OF ADMINISTRATION

PURCHASING DIVISION

2019 WASHINGTON ST E

CHARLESTON

WV 25305

US

VENDOR

Vendor Name, Address and Telephone Number:

Aspen Corporation

2400 Ritter Drive

Daniels, WV 25832

304-763-4573

FOR INFORMATION CONTACT THE BUYER

Beth Collins

(304) 558-2157

beth.a.collins@wv.gov

Signature X 

FEIN # 550627766001

DATE 4-16-2015

All offers subject to all terms and conditions contained in this solicitation

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US		ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Mobilization & Demobilization	1.00000	LS	\$24,919.00	\$24,919.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
(Lump Sum) (Cannot exceed 10% of Total Bid)

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US		ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
2	Construction Layout	1.00000	LS	\$1,000.00	\$1,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
(Lump Sum) (Cannot exceed 5% of Total Bid)

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US		ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
3	Quality Control	1.00000	LS	\$1,000.00	\$1,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
 (Lump Sum) (Cannot exceed 3% of Total Bid)

INVOICE TO	SHIP TO
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US	ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
4	Site Preparation	1.00000	LS	\$35,000.00	\$35,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
 (Lump Sum) (Cannot exceed 10% of Total Bid)

INVOICE TO	SHIP TO
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US	ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
5	Access Road Resurfacing	160.00000	TON	\$35.00	\$5,600.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
 Access Road Resurfacing

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US		ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
6	Straw Wattles	4660.00000	LF	\$4.00	\$18,640.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Straw Wattles

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US		ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
7	Silt Fence	1100.00000	LF	\$4.00	\$4,400.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Silt Fence

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US		ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
8	Temporary Diversion Berm	1.00000	LS	\$2,000.00	\$2,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Temporary Diversion Berm

INVOICE TO	SHIP TO
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US	ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
9	Triangular Silt Dikes	20.00000	EA	\$100.00	\$2,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Triangular Silt Dikes

INVOICE TO	SHIP TO
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US	ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
10	Temporary Sediment Traps	4.00000	EA	\$2,500.00	\$10,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Temporary Sediment Traps

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US		ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
11	Temporary Erosion Control Matting	115.00000	SY	\$2.00	\$230.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Temporary Erosion Control Matting

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US		ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
12	Rock Check Dams	10.00000	EA	\$400.00	\$4,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Rock Check Dams

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US		ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
13	Stabilized Construction Entrance	2.00000	EA	\$2,500.00	\$5,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
 Stabilized Construction Entrance

INVOICE TO	SHIP TO
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US	ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
14	Revegetation	6.80000	ACRE	\$2,000.00	\$13,600.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
 (per plan view acre)

INVOICE TO	SHIP TO
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US	ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
15	Type 1 Channel	1574.00000	LF	\$5.00	\$7,870.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
 Type 1 Channel

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US		ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
16	Type 2 Channel	692.00000	LF	\$70.00	\$48,440.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :

Type 2 Channel

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US		ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
17	RipRap Drive-Through	4.00000	EA	\$2,000.00	\$8,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :

RipRap Drive-Through

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US		ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
18	RipRap Bank Protection	2525.00000	CY	\$40.00	\$101,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
RipRap Bank Protection

INVOICE TO	SHIP TO
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US	ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
19	Permanent Stream Crossing	1.00000	LS	\$2,500.00	\$2,500.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Permanent Stream Crossing

INVOICE TO	SHIP TO
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US	ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
20	Unclassified Excavation	16913.00000	CY	\$2.00	\$33,826.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Unclassified Excavation

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON US	WV25304	ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON US	WV 25304

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
21	Muck	90.00000	CY	\$10.00	\$900.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Muck

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON US	WV25304	ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON US	WV 25304

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
22	Rock Blanket	90.00000	CY	\$50.00	\$4,500.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Rock Blanket

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON US	WV25304	ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON US	WV 25304

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
23	Bat Gate Mine Seal	1.00000	EA	\$7,500.00	\$7,500.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Bat Gate Mine Seal

INVOICE TO	SHIP TO
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US	ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
24	Wet Bat Gate Mine Seal	1.00000	EA	\$12,500.00	\$12,500.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Wet Bat Gate Mine Seal

INVOICE TO	SHIP TO
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US	ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
25	Underdrain	55.00000	LF	\$25.00	\$1,375.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Underdrain

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US		ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
26	6" Diameter PVC Underdrain Conveyance Pipe	100.00000	LF	\$10.00	\$1,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
6" Diameter PVC Underdrain Conveyance Pipe

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US		ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
27	Soil Cover	3.30000	ACRE	\$4,000.00	\$13,200.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
(per plan view acre)

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV25304 US		ENVIRONMENTAL PROTECTION OFFICE OF AML&R 601 57TH ST SE CHARLESTON WV 25304 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
28	Gablon Retaining Wall	40.00000	EA	\$600.00	\$24,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
(3'x3'x6')

	Document Phase	Document Description	Page
DEP1600000045	Final	Addendum No. 01 Conley Branch (Whitt) Landslide	14 of 14

ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

CONLEY BRANCH (WHITT) LANDSLIDE**Contractor's Bid Schedule (Revised for Addendum)**Company Name: Aspen CorporationAddress: 2400 Ritter Drive Daniels, WV 25832

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
1.0	1	LS	Mobilization & Demobilization (Limited to 10% of Total Bid)	LS	\$ 24,919.00
2.0	1	LS	Construction Layout (Limited to 5% of Total Bid)	LS	\$ 1,000.00
3.0	1	LS	Quality Control (Limited to 3% of Total Bid)	LS	\$ 1,000.00
4.1	1	LS	Site Preparation (Limited to 10% of Total Bid)	LS	\$ 35,000.00
4.2	160	TN	Access Road Resurfacing	\$ 35.00	\$ 5,600.00
5.1	4,660	LF	Straw Wattles	\$ 4.00	\$ 18,640.00
5.2	1,100	LF	Silt Fence	\$ 4.00	\$ 4,400.00
5.3	1	LS	Temporary Diversion Berm	\$ 2,000.00	\$ 2,000.00
5.4	20	EA	Triangular Silt Dikes	\$ 100.00	\$ 2,000.00
5.5	4	EA	Temporary Sediment Traps	\$ 2,500.00	\$ 10,000.00
5.6	115	SY	Temporary Erosion Control Matting	\$ 2.00	\$ 230.00
5.7	10	EA	Rock Check Dams	\$ 400.00	\$ 4,000.00
5.8	2	EA	Stabilized Construction Entrance	\$ 2,500.00	\$ 5,000.00
6.0	6.8	AC	Revegetation (Per Plan View Acre)	\$ 2,000.00	\$ 13,600.00
7.1	1,574	LF	Type 1 Channel	\$ 5.00	\$ 7,870.00
7.2	692	LF	Type 2 Channel	\$ 70.00	\$ 48,440.00
7.3	4	EA	Riprap Drive Through	\$ 2,000.00	\$ 8,000.00
7.4	2,525	CY	Riprap Bank Protection	\$ 40.00	\$ 101,000.00
7.5	1	LS	Permanent Stream Crossing	\$ 2,500.00	\$ 2,500.00
8.1	16,913	CY	Unclassified Excavation	\$ 2.00	\$ 33,826.00
8.2	90	CY	Muck	\$ 10.00	\$ 900.00
8.3	90	CY	Rock Blanket	\$ 50.00	\$ 4,500.00
9.1	1	EA	Bat Gate Mine Seal (1 x 36" HDPE pipe)	\$ 7,500.00	\$ 7,500.00
9.2	1	EA	Wet Bat Gate Mine Seal (2 x 48" HDPE pipe, with cistern collector plate)	-----	-----
				\$ 12,500.00	\$ 12,500.00
10.1	55	LF	Underdrain	\$ 25.00	\$ 1,375.00
10.2	100	LF	6" Diameter PVC Underdrain Conveyance Pipe	\$ 10.00	\$ 1,000.00
11.0	3.3	AC	Soil Cover (Per Plan View Acre)	\$ 4,000.00	\$ 13,200.00
12.0	40	EA	Gablon Retaining Wall (3'x3'x6')	\$ 600.00	\$ 24,000.00
			TOTAL		\$ 394,000.00

ADDITIONAL TERMS AND CONDITIONS (Construction Contracts Only)

1. **CONTRACTOR'S LICENSE:** West Virginia Code § 21-11-2 requires that all persons desiring to perform contracting work in this state be licensed. The West Virginia Contractors Licensing Board is empowered to issue the contractor's license. Applications for a contractor's license may be made by contacting the West Virginia Division of Labor. West Virginia Code § 21-11-11 requires any prospective Vendor to include the contractor's license number on its bid. Failure to include a contractor's license number on the bid shall result in Vendor's bid being disqualified. Vendors should include a contractor's license number in the space provided below.

Contractor's Name: ASPEN CORPORATION

Contractor's License No. WV0001053

The apparent successful Vendor must furnish a copy of its contractor's license prior to the issuance of a Award Document.

2. **DRUG-FREE WORKPLACE AFFIDAVIT:** W. Va. Code § 21-1D-5 provides that any solicitation for a public improvement contract requires each Vendor that submits a bid for the work to submit at the same time an affidavit that the Vendor has a written plan for a drug-free workplace policy. To comply with this law, Vendor must either complete the enclosed drug-free workplace affidavit and submit the same with its bid or complete a similar affidavit that fulfills all of the requirements of the applicable code. Failure to submit the signed and notarized drug-free workplace affidavit or a similar affidavit that fully complies with the requirements of the applicable code, with the bid shall result in disqualification of Vendor's bid. Pursuant to W. Va. Code 21-1D-2(b) and (k), this provision does not apply to public improvement contracts the value of which is \$100,000 or less or temporary or emergency repairs.

2.1. **DRUG-FREE WORKPLACE POLICY:** Pursuant to W. Va. Code § 21-1D-4, Vendor and its subcontractors must implement and maintain a written drug-free workplace policy that complies with said article. The awarding public authority shall cancel this contract if: (1) Vendor fails to implement and maintain a written drug-free workplace policy described in the preceding paragraph, (2) Vendor fails to provide information regarding implementation of its drug-free workplace policy at the request of the public authority; or (3) Vendor provides to the public authority false information regarding the contractor's drug-free workplace policy. Pursuant to W. Va. Code 21-1D-2(b) and (k), this provision does not apply to public improvement contracts the value of which is \$100,000 or less or temporary or emergency repairs.

3. **DRUG FREE WORKPLACE REPORT:** Pursuant to W. Va. Code § 21-1D-7b, no less than once per year, or upon completion of the project, every contractor shall provide a certified report to the public authority which let the contract. For contracts over \$25,000, the

Revised 08/08/2014

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CERTIFICATION AND SIGNATURE PAGE

By signing below, or submitting documentation through wvOASIS, I certify that I have reviewed this Solicitation in its entirety; understand the requirements, terms and conditions, and other information contained herein; that I am submitting this bid, offer or proposal for review and consideration; that I am authorized by the vendor to execute and submit this bid, offer, or proposal, or any documents related thereto on vendor's behalf; that I am authorized to bind the vendor in a contractual relationship; and that to the best of my knowledge, the vendor has properly registered with any State agency that may require registration.

ASPEL CORPORATION
(Company)

N. O. V.P.
(Authorized Signature) (Representative Name, Title)

304-763-4573 / 304-763-4591 / 4-16-15
(Phone Number) (Fax Number) (Date)

Revised 08/08/2014

RECEIVED TIME APR. 16. 10:37AM

Agency Environmental Protection
REQ.P.O# DEP 17113

BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Aspen Corporation
of 2400 Ritter Drive, Daniels, WV 25832, as Principal, and Lexon Insurance Company
of 10002 Shelbyville Road, Louisville, KY 40223, a corporation organized and existing under the laws of the State of Texas
with its principal office in the City of Louisville, KY, as Surety, are held and firmly bound unto the State
of West Virginia, as Oblige, in the penal sum of Five Percent of Amount Bid (\$ 5% of Bid) for the payment of which,
well and truly to be made, we jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns.

The Condition of the above obligation is such that whereas the Principal has submitted to the Purchasing Section of the
Department of Administration a certain bid or proposal, attached hereto and made a part hereof, to enter into a contract in writing for
DEP 17113 - Conley Branch Landslide in Logan County

NOW THEREFORE,

- (a) If said bid shall be rejected, or
- (b) If said bid shall be accepted and the Principal shall enter into a contract in accordance with the bid or proposal attached hereto and shall furnish any other bonds and insurance required by the bid or proposal, and shall in all other respects perform the agreement created by the acceptance of said bid, then this obligation shall be null and void, otherwise this obligation shall remain in full force and effect. It is expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no event, exceed the penal amount of this obligation as herein stated.

The Surety, for the value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no way impaired or affected by any extension of the time within which the Oblige may accept such bid, and said Surety does hereby waive notice of any such extension.

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 these presents to be signed by their proper officers, this
16th day of April, 2015.

Principal Corporate Seal

Aspen Corporation
(Name of Principal)

By [Signature]
(Must be President or Vice President)

V.P.
(Title)

Lexon Insurance Company
(Name of Surety)

[Signature]
Bonnie J. Wortham, Attorney-in-Fact



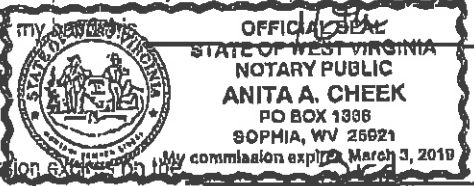
IMPORTANT - Surety executing bonds must be licensed in West Virginia to transact surety insurance. Raised corporate seals must be affixed, a power of attorney must be attached.

ACKNOWLEDGMENTS


Acknowledgment by Principal if individual or Partnership

- 1. STATE OF _____
- 2. County of _____ to-wit: _____
- 3. I, _____, a Notary Public in and for the
- 4. county and state aforesaid, do hereby certify that _____ whose name is signed to the foregoing writing, has this day acknowledged the same before me in my said county.
- 5. Given under my hand this _____ day of _____ 20 _____
- 6. Notary Seal _____
7: _____
(Notary Public)
- 8. My commission expires on the _____ day of _____ 20 _____

Acknowledgment by Principal if Corporation

- 9. STATE OF WEST VIRGINIA
- 10. County of RALEIGH to-wit: _____
- 11. I, ANITA A. CHEEK, a Notary Public in and for the
- 12. county and state aforesaid, do hereby certify that RONNIE ADICHS
- 13. who as, V.P. signed the foregoing writing for
- 14. ASPEN CORPORATION a corporation, has this day, in my said county, before me, acknowledged the said writing to be the act and deed of the said corporation.
- 15. Given under my hand this _____ day of April 20 15
- 16. Notary Seal  17: Anita A. Cheek
(Notary Public)
- 18. My commission expires on the _____ day of March 20 19

Acknowledgment by Surety

- 19. STATE OF Kentucky
- 20. County of Jefferson to-wit: _____
- 21. I, Barbara Duncan, a Notary Public in and for the
- 22. county and state aforesaid, do hereby certify that Bonnie J. Wortham
- 23. who as, Attorney-in-Fact signed the foregoing writing for
- 24. Laxon Insurance Company a corporation, has this day, in my said county, before me, acknowledged the said writing to be the act and deed of the said corporation.
- 25. Given under my hand this _____ 16th day of April 20 15
- 26. Notary Seal  27: Barbara Duncan
(Notary Public)
- 28. My commission expires on the _____ 26th day of June 20 16

Sufficiency in Form and Manner of Execution Approved

Attorney General

This _____ day of _____ 20 _____

By: _____
(Deputy Attorney General)

POWER OF ATTORNEY

LX-236614

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its principal office in Louisville, Kentucky, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guldry, Jill Kemp, Jackie C. Koestel, Lynnette Long, Amy Meredith, Deborah Nelchter, Jessica Nowlin, Sheryon Quinn, Bonnie J. Wortham its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of Indemnity or other writings obligatory in nature of a bond not to exceed \$ 4,000,000.00, Four Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

Resolved, that the signature of the President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Assistant Secretary, and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power or certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certificate so executed and sealed shall, with respect to any bond of undertaking to which it is attached, continue to be valid and binding on the Company.

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 21st day of September, 2009.

LEXON INSURANCE COMPANY



BY [Signature]
David E. Campbell
President

ACKNOWLEDGEMENT

On this 21st day of September, 2009, before me, personally came David E. Campbell to me known, who be duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY L. TAYLOR
Notary Public- State of Tennessee
Davidson County
My Commission Expires 01-09-16

BY [Signature]
Amy L. Taylor
Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Seal at Mount Juliet, Tennessee this 16th Day of April, 2012.



BY [Signature]
Andrew Smith
Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

WV-73
Rev. 08/2013



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

**STATE OF WEST VIRGINIA,
COUNTY OF RALEIGH, TO-WIT:**

I, RONNIE ADKINS, after being first duly sworn, depose and state as follows:

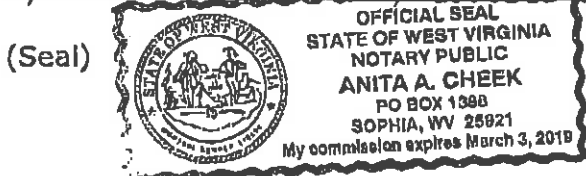
- 1. I am an employee of ASPEN CORPORATION; and,
(Company Name)
- 2. I do hereby attest that ASPEN CORPORATION
(Company Name)

maintains a valid written drug free workplace policy and that such policy is in compliance with **West Virginia Code §21-1D.**

The above statements are sworn to under the penalty of perjury.

By: [Signature]
 Title: V.P.
 Company Name: ASPEN CORPORATION
 Date: 4-16-2015

Taken, subscribed and sworn to before me this 16th day of April, 2015.
 By Commission expires March 3, 2019



[Signature]
(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.

OMB #1029-0119
Expiration Date: 1/31/16

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. When possible, please type your information onto this form to reduce errors on our end. NOTE: Signature and date this form is signed must be recent (within the last month) to be considered for a current bid

Part A: General Information

Business Name: Aspen Corporation Tax Payer ID No.: 55-01627766
Address: 2400 Ritter Dr
City: Daniels State: WV Zip Code: 25832 Phone: 304-763-4573
Fax No.: 304-763-4591 E-mail address: dadkins@aspen-golf.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, Ronnie L. Adkins, have the express authority to certify that:
(print name)

- 1. _____ 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.
- 3. Our business currently is not listed in AVS. If you select this option, you must provide all information required in Part D. Sign and date below and complete Part D.

4-16-15 [Signature] VP
Date Signature Title

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>.

Part D.

Contractor's Business Name: Aspen Corporation

If the current Entity OFT information for your business is incomplete or incorrect in AVS, or if there is no information in AVS for your business, you must provide all of the following information as it applies to your business. Please make as many copies of this page as you require.

- Every officer (President, Vice President, Secretary, Treasurer, etc.);
- All Directors;
- All persons performing a function similar to a Director;
- Every person or business that owns 10% or more of the voting stock in your business;
- Every partner, if your business is a partnership;
- Every member and manager, if your business is a limited liability company; and
- Any other person(s) who has the ability to determine the manner in which the AML reclamation project is being conducted.

Name	<u>Donnie Adkins</u>	Position/Title	<u>President</u>
Address	<u>2400 Ritter Dr.</u>	Telephone #	<u>304-763-4573</u>
	<u>Daniels, WV 25832</u>	% of Ownership	<u>50%</u>
Begin Date:	<u>1982</u>	Ending Date:	<u>N/A</u>
Name	<u>Bonnie Adkins</u>	Position/Title	<u>Vice Pres., Secy. Treas.</u>
Address	<u>2400 Ritter Dr.</u>	Telephone #	<u>304-763-4573</u>
	<u>Daniels, WV 25832</u>	% of Ownership	<u>50%</u>
Begin Date:	<u>1982</u>	Ending Date:	<u>N/A</u>
Name	_____	Position/Title	_____
Address	_____	Telephone #	_____
	_____	% of Ownership	_____
Begin Date:	_____	Ending Date:	_____
Name	_____	Position/Title	_____
Address	_____	Telephone #	_____
	_____	% of Ownership	_____
Begin Date:	_____	Ending Date:	_____

PAPERWORK REDUCTION STATEMENT

The Paperwork Reduction Act of 1995 (44 U.S.C. 3501) requires us to inform you that: Federal Agencies may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. This information is necessary for all successful bidders prior to the distribution of AML funds, and is required to obtain a benefit.

Public reporting burden for this form is estimated to range from 15 minutes to 1 hour, with an average of 22 minutes per response, including time for reviewing instructions, gathering and maintaining data, and completing and reviewing the form. You may direct comments regarding the burden estimate or any other aspect of this form to the Information Collection Clearance Officer, Office of Surface Mining Reclamation and Enforcement, Room 202 SIB, Constitution Ave., NW, Washington, D.C. 20240.

**ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.:**

Instructions: Please acknowledge receipt of all addenda issued with this solicitation by completing this addendum acknowledgment form. Check the box next to each addendum received and sign below. Failure to acknowledge addenda may result in bid disqualification.

Acknowledgment: I hereby acknowledge receipt of the following addenda and have made the necessary revisions to my proposal, plans and/or specification, etc.

Addendum Numbers Received:
(Check the box next to each addendum received)

- | | |
|--|--|
| <input checked="" type="checkbox"/> Addendum No. 1 | <input type="checkbox"/> Addendum No. 6 |
| <input type="checkbox"/> Addendum No. 2 | <input type="checkbox"/> Addendum No. 7 |
| <input type="checkbox"/> Addendum No. 3 | <input type="checkbox"/> Addendum No. 8 |
| <input type="checkbox"/> Addendum No. 4 | <input type="checkbox"/> Addendum No. 9 |
| <input type="checkbox"/> Addendum No. 5 | <input type="checkbox"/> Addendum No. 10 |

I understand that failure to confirm the receipt of addenda may be cause for rejection of this bid. I further understand that any verbal 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.

ASPEN CORPORATION
Company


Authorized Signature

4-16-2015
Date

NOTE: This addendum acknowledgement should be submitted with the bid to expedite document processing.

Revised 08/08/2014

RECEIVED TIME APR. 16. 10:37AM

RFQ No. _____

STATE OF WEST VIRGINIA
Purchasing Division

PURCHASING AFFIDAVIT

MANDATE: Under W. Va. Code §5A-3-10a, 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: (1) the debt owed is an amount greater than one thousand dollars in the aggregate; or (2) the debtor is in employer default.

EXCEPTION: The prohibition listed above does not apply where a vendor has contested any tax administered pursuant to chapter eleven of the W. Va. 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.

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.

"Employer default" means having an outstanding balance or liability to the old fund or to the uninsured employers' fund or being in policy default, as defined in W. Va. Code § 23-2c-2, failure to maintain mandatory workers' compensation coverage, or failure to fully meet its obligations as a workers' compensation self-insured employer. An employer is not in employer default if it has entered into a repayment agreement with the Insurance Commissioner and remains in compliance with the obligations under the repayment agreement.

"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.

AFFIRMATION: By signing this form, the vendor's authorized signer affirms and acknowledges under penalty of law for false swearing (W. Va. Code §61-5-3) that neither vendor nor any related party owe a debt as defined above and that neither vendor nor any related party are in employer default as defined above, unless the debt or employer default is permitted under the exception above.

WITNESS THE FOLLOWING SIGNATURE:

Vendor's Name: ASPEN CORPORATION

Authorized Signature: [Signature] Date: 4-16-2015

State of West Virginia

County of Raleigh, to-wit:

Taken, subscribed, and sworn to before me this 16th day of April, 20 15

My Commission expires March 3, 20 19

AFFIX SEAL HERE

NOTARY PUBLIC

[Signature]

Purchasing Affidavit (Revised 07/01/2012)

