



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

State of West Virginia
 Request for Quotation

P.1

Proc Folder: 81324

Doc Description: STONE, AGGREGATE, CINDERS - MAT.& DEL. BY VNDR NON-EST LOC.

Proc Type: Central Master Agreement

| Date Issued | Solicitation Closes | Sollcitation No | Version |
|-------------|------------------------|-------------------------|---------|
| 2015-03-10 | 2015-04-01 13:30:00 | CRFQ 0803 DOT1500000071 | 1 |

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:

Patterson Excavating, Inc.

Po Box 376

Mt. Gay, WV 25037

304-946-2326

04/09/15 10:51:16
 WV Purchasing Division

FOR INFORMATION CONTACT THE BUYER

Crystal Rink

(304) 558-2402

crystal.g.rink@wv.gov

Signature X

CM Patterson PRESIDENT

FEIN # 550691972

DATE 4/8/15

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

| | | | |
|---------------|--------------------------------|--|-----------------------|
| DOT1500000071 | Document Phase Final | Document Description STONE, AGGREGATE, CINDERS - MA T.& DEL. BY VNDR NON-EST LOC. | Page 3 of 3 |
|---------------|--------------------------------|--|-----------------------|

ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

INFORMATION ATTACHMENT

P.4

Vendor's Storage Sites

2015 Spring and Summer - Materials and Delivery by Vendor to Non-Established WDOH Sites

VENDOR NAME Patterson Excavating, Inc.

Mandatory - Vendor shall complete this form and return with bid submission.

A Vendor may submit more than one Vendor's Storage Sites information on one Information Attachment form ONLY if bid pricing is the SAME for all Storage Sites and all WDOH locations bid. A separate bid submission and Information Attachment form MUST be submitted when bid price varies between Vendor's Storage Sites.

Limestone, Sandstone, Gravel, Sand, Blast Furnance Slag and Steel Slag

a) SOURCE OF MATERIAL (all sources for which bid prices apply (e.g., Quarry location if Sandstone or Limestone; dredging or pit location if Gravel; production plant name and location if Slag)

| |
|--|
| <u>Patterson Excavating, Inc - Patterson Quarry + Mill</u> |
| <u>Logan County Route 44 Pinecreek Road</u> |
| <u>Omar, Wv 251638</u> |
| |
| |
| |

b) EXACT LOCATION OF VENDOR'S STORAGE SITE(S): A separate bid schedule must be submitted when bid price varies between Vendors' storage sites.

| |
|--|
| <u>1 mile up Pinecreek Road off Route 44</u> |
| <u>Omar, Wv</u> |
| |
| |
| |
| |

Cinders

c) SOURCE OF MATERIAL: Name and Location of plant which produces Cinder material.

| |
|--|
| |
| |
| |
| |
| |
| |

d) EXACT LOCATION OF VENDOR'S STORAGE SITE(S) A separate bid schedule must be submitted when bid price varies between Vendors' storage sites.

| |
|--|
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| |

REQUEST FOR QUOTATION
Stone, Aggregate and Cinders
Materials and Delivery by the Vendor to Non-Established WVDOH Sites

Vendor certifies that it can supply the Contract Items contained in its bid response.

- 9.3 **Reports:** Vendor shall provide quarterly reports and annual summaries to the Agency showing the Agency's items purchased, quantities of items purchased and total dollar value of the items purchased. Vendor shall also provide reports, upon request, showing the items purchased during the term of this Contract, the quantity purchased for each of those items and the total value of purchases for each of those items. Failure to supply such reports may be grounds for cancellation of this contract.

- 9.4 **Contract Manager:** During its performance of this Contract, Vendor must designate and maintain a primary contract manager responsible for overseeing Vendor's responsibilities under this Contract. The Contract Manager must be available during normal business hours to address any customer service or other issues related to this Contract. Vendor should list its Contract Manager and his or her contact information below.

Contract Manager: Clarence Patterson
Telephone Number: 304-946-2326
Fax Number: 304-946-2399
Email Address: pattersonsquarry@yahoo.com

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.

Patterson Excavating, Inc.
(Company)

CM Patterson President
(Authorized Signature) (Representative Name, Title)

304/946-2324 304-946-2399 4/8/15
(Phone Number) (Fax Number) (Date)

ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.: CRFQ DOT1500000071

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.

Patterson Excavating, Inc.
Company

CM Patterson
Authorized Signature

4/8/15
Date

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

RFQ No. 1500060671

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 exceed 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: PATTERSON Excavating, Inc.

Authorized Signature: [Signature] Date: 4/8/15

State of West Virginia

County of Logan, to-wit:

Taken, subscribed, and sworn to before me this 8 day of April, 2015

My Commission expires May 30, 2020

AFFIX SEAL HERE

NOTARY PUBLIC Carolyn Sue Fleming
Purchasing Affidavit (Revised 07/01/2012)



State of West Virginia VENDOR PREFERENCE CERTIFICATE

Certification and application* is hereby made for Preference in accordance with **West Virginia Code**, §5A-3-37. (Does not apply to construction contracts). **West Virginia Code**, §5A-3-37, provides an opportunity for qualifying vendors to request (at the time of bid) preference for their residency status. Such preference is an evaluation method only and will be applied only to the cost bid in accordance with the **West Virginia Code**. This certificate for application is to be used to request such preference. The Purchasing Division will make the determination of the Vendor Preference, if applicable.

1. Application is made for 2.5% vendor preference for the reason checked:

- 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,
- Bidder is a partnership, association or corporation resident vendor and 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 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,
- Bidder is a 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; or,

2. Application is made for 2.5% vendor preference for the reason checked:

- 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; or,

3. Application is made for 2.5% vendor preference for the reason checked:

- 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 Bidder's affiliate's or subsidiary's employees are residents of West Virginia who have resided in the state continuously for the two years immediately preceding submission of this bid; or,

4. Application is made for 5% vendor preference for the reason checked:

- Bidder meets either the requirement of both subdivisions (1) and (2) or subdivision (1) and (3) as stated above; or,

5. Application is made for 3.5% vendor preference who is a veteran for the reason checked:

- Bidder is an individual resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard and has resided in West Virginia continuously for the four years immediately preceding the date on which the bid is submitted; or,

6. Application is made for 3.5% vendor preference who is a veteran for the reason checked:

- Bidder is a resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard, if, for purposes of producing or distributing the commodities or completing the project which is the subject of the vendor's bid and continuously over the entire term of the project, on average at least seventy-five percent of the vendor's employees are residents of West Virginia who have resided in the state continuously for the two immediately preceding years.

7. Application is made for preference as a non-resident small, women- and minority-owned business, in accordance with West Virginia Code §5A-3-59 and West Virginia Code of State Rules.

- Bidder has been or expects to be approved prior to contract award by the Purchasing Division as a certified small, women- and minority-owned business.

Bidder understands if the Secretary of 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) reject the bid; 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.

By submission of this certificate, Bidder agrees to disclose any reasonably requested information to the Purchasing Division and authorizes the Department of 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.

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 Purchasing Division in writing immediately.

Bidder: PARROSON Excavating, Inc.

Signed: CM Patten

Date: 4/8/15

Title: PRESIDENT



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

State of West Virginia
Request for Quotation

Proc Folder: 81324

Doc Description: ADDENDUM 1 AGGREGATE, CINDERS - DEL. BY VNDR NON-EST

Proc Type: Central Master Agreement

| Date Issued | Solicitation Closes | Solicitation No | Version |
|-------------|------------------------|-------------------------|---------|
| 2015-03-26 | 2015-04-01 13:30:00 | CRFQ 0803 DOT1500000071 | 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:
 Patterson Excavating, Inc.
 PO Box 376
 Mt. Gay, WV 25637
 304-946-2326

FOR INFORMATION CONTACT THE BUYER
 Crystal Rink
 (304) 558-2402
 crystal.g.rink@wv.gov

Signature X *Cm Patterson* FEIN # 550691972 DATE 4/8/15
 All offers subject to all terms and conditions contained in this solicitation

| INVOICE TO | SHIP TO |
|---|---|
| ALL STATE AGENCIES VARIOUS LOCATIONS AS INDICATED BY ORDER | STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER |
| No City WV99999 | No City WV 99999 |
| US | US |

| Line | Comm Ln Desc | Qty | Unit Issue | Unit Price | Total Price |
|------|---|---------|------------|------------|-------------|
| 1 | STONE, AGGREGATE, CINDERS - MAT.& DEL. BY VNDR NON-EST | 0.00000 | TON | | |

| Comm Code | Manufacturer | Specification | Model # |
|-----------|--------------|---------------|---------|
| 11111600 | | | |

Extended Description :
STONE, AGGREGATE, CINDERS - MAT.& DEL. BY VNDR NON-EST LOC.

| | | | |
|---------------|--------------------------------|--|------------------------------|
| DOT1500000071 | Document Phase Final | Document Description ADDENDUM 1 AGGREGATE, CINDERS - DEL. BY VNDR NON-EST | Page 3 of 3 |
|---------------|--------------------------------|--|------------------------------|

ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

Pricing Page

VENDOR NAME Patterson Excavating, Inc

REVISED 03/23/2015

Material and delivery by the Vendor to Non-Established WVDOH locations, ONLY.

| | | Bid Price per Ton Items A-W and AA F.O.B. Vendor's Storage Site | | |
|--|--------------------------------------|--|--------------------|------------|
| Contract Item | Description of Material | Limestone, Sandstone, Gravel, Sand | Blast Furnace Slag | Steel Slag |
| A | Class 1 Aggregate | | | |
| B | Class 2 Aggregate | | | |
| C | Class 10 Aggregate | | | |
| D | AASHTO #1 Aggregate | | | |
| E | AASHTO #3 Aggregate | | | |
| F | AASHTO #4 Aggregate | | | |
| G | AASHTO #467 Aggregate | | | |
| H | AASHTO #57 Aggregate | | | |
| I | AASHTO #67 Aggregate | | | |
| J | AASHTO #7 Aggregate | | | |
| K | AASHTO #8 Aggregate | | | |
| L | AASHTO #9 Aggregate | | | |
| M | Stone for Gabions | 13 ⁰⁰ | | |
| N | Fine Aggregate | | | |
| OA | Limestone Standard Abrasives | | | |
| OB | Sandstone Standard Abrasives | | | |
| PA | Limestone Modified Abrasives | | | |
| PB | Sandstone Modified Abrasives | | | |
| Q | Rip Rap | 13 ⁵⁰ | | |
| R | Shot Rock | 12 ⁰⁰ | | |
| S | AASHTO #8 Modified | | | |
| T | AASHTO #9 Modified | | | |
| U | Pea Gravel | | | |
| V | #11 Limestone Abrasives | | | |
| W | Quarry Waste | | | |
| AA | Cinders | | | |
| Items A-W and AA (Except for Q and R): | | | | |
| X1 | Haul by Vendor - First Ton-Mile | 2 ⁰⁰ | | |
| X2 | Haul by Vendor - Additional Ton-Mile | .30 | | |
| Items Q and R ONLY: | | | | |
| Y1 | Haul by Vendor - First Ton-Mile | 2 ⁰⁰ | | |
| Y2 | Haul by Vendor - Additional Ton-Mile | .30 | | |



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DEPARTMENT OF ADMINISTRATION
PURCHASING DIVISION
2019 WASHINGTON ST E
CHARLESTON WV 25305
US

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Vendor Name, Address and Telephone Number:

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25637 304-946-2326

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Crystal Rink
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crystal.g.rink@wv.gov

Signature X *CM Patterson*

FEIN # 550691972

DATE 4/8/15

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

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| US | US |

| Line | Comm Ln Desc | Qty | Unit Issue | Unit Price | Total Price |
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| Comm Code | Manufacturer | Specification | Model # |
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| 11111600 | | | |

Extended Description :

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| DOT1500000071 | Document Phase Draft | Document Description ADDENDUM 1 AGGREGATE, CINDERS - DEL. BY VNDR NON-EST | Page 3 of 3 |
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VENDOR NAME *Patterson Excavating, Inc.*

REVISED 03/23/2015

Material and delivery by the Vendor to Non-Established WVDOH locations, ONLY.

| | | Bid Price per Ton Items A-W and AA F.O.B. Vendor's Storage Site | | |
|--|--------------------------------------|--|--------------------|------------|
| Contract Item | Description of Material | Limestone, Sandstone, Gravel, Sand | Blast Furnace Slag | Steel Slag |
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| B | Class 2 Aggregate | | | |
| C | Class 10 Aggregate | | | |
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| V | #11 Limestone Abrasives | | | |
| W | Quarry Waste | | | |
| AA | Cinders | | | |
| Items A-W and AA (Except for Q and R): | | | | |
| X1 | Haul by Vendor - First Ton-Mile | 2.00 | | |
| X2 | Haul by Vendor - Additional Ton-Mile | .30 | | |
| Items Q and R ONLY: | | | | |
| Y1 | Haul by Vendor - First Ton-Mile | 2.00 | | |
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State of West Virginia VENDOR PREFERENCE CERTIFICATE

Certification and application* is hereby made for Preference in accordance with **West Virginia Code, §5A-3-37**. (Does not apply to construction contracts). **West Virginia Code, §5A-3-37**, provides an opportunity for qualifying vendors to request (at the time of bid) preference for their residency status. Such preference is an evaluation method only and will be applied only to the cost bid in accordance with the **West Virginia Code**. This certificate for application is to be used to request such preference. The Purchasing Division will make the determination of the Vendor Preference, if applicable.

- 1. **Application is made for 2.5% vendor preference for the reason checked:**
 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**,
 Bidder is a partnership, association or corporation resident vendor and 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** 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**,
 Bidder is a 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; **or**,
- 2. **Application is made for 2.5% vendor preference for the reason checked:**
 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; **or**,
- 3. **Application is made for 2.5% vendor preference for the reason checked:**
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- 4. **Application is made for 5% vendor preference for the reason checked:**
 Bidder meets either the requirement of both subdivisions (1) and (2) or subdivision (1) and (3) as stated above; **or**,
- 5. **Application is made for 3.5% vendor preference who is a veteran for the reason checked:**
 Bidder is an individual resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard and has resided in West Virginia continuously for the four years immediately preceding the date on which the bid is submitted; **or**,
- 6. **Application is made for 3.5% vendor preference who is a veteran for the reason checked:**
 Bidder is a resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard, if, for purposes of producing or distributing the commodities or completing the project which is the subject of the vendor's bid and continuously over the entire term of the project, on average at least seventy-five percent of the vendor's employees are residents of West Virginia who have resided in the state continuously for the two immediately preceding years.
- 7. **Application is made for preference as a non-resident small, women- and minority-owned business, in accordance with West Virginia Code §5A-3-59 and West Virginia Code of State Rules.**
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By submission of this certificate, Bidder agrees to disclose any reasonably requested information to the Purchasing Division and authorizes the Department of 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.

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 Purchasing Division in writing immediately.

Bidder: Patterson Excavating, Inc
Date: 4/8/15

Signed: CM Patterson
Title: PRESIDENT

RFQ No. 1500000071

STATE OF WEST VIRGINIA
Purchasing Division

PURCHASING AFFIDAVIT

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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:

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"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: Parkeeson Excavating, Inc.

Authorized Signature: [Signature] Date: 4/8/15

State of West Virginia

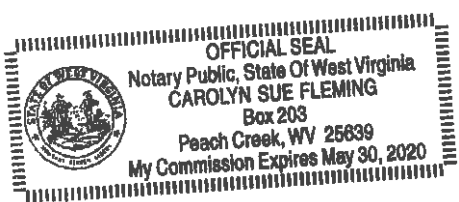
County of Logan, to-wit:

Taken, subscribed, and sworn to before me this 8 day of April, 2015

My Commission expires May 30, 2020.

AFFIX SEAL HERE

NOTARY PUBLIC Carolyn Sue Fleming
Purchasing Affidavit (Revised 07/01/2012)



ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.: DOT1500000071

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.

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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.

Patterson Excavating, Inc
Company

CM Patterson
Authorized Signature

4/8/15
Date

NOTE: This addendum acknowledgment should be submitted with the bid to expedite document processing.
Revised 6/8/2012

ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.: DOT150000071

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Patterson Excavating, Inc.
Company

CM Patterson
Authorized Signature

4/8/15
Date



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

State of West Virginia
Request for Quotation

Proc Folder: 81324

Doc Description: ADDENDUM 2 AGGREGATE, CINDERS - DEL. BY VNDR NON-EST

Proc Type: Central Master Agreement

| Date Issued | Solicitation Closes | Solicitation No | Version |
|-------------|------------------------|-------------------------|---------|
| 2015-04-01 | 2015-04-09 13:30:00 | CRFQ 0803 DOT1500000071 | 3 |

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:

Patterson Excavating, Inc.

Po Box 376

Mt. Gay, WV 25037

304-946-2326

FOR INFORMATION CONTACT THE BUYER

Crystal Rink

(304) 558-2402

crystal.g.rink@wv.gov

Signature X

FEIN #

550691972

DATE

4/8/15

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

| INVOICE TO | SHIP TO |
|---|--|
| ALL STATE AGENCIES VARIOUS LOCATIONS AS INDICATED BY ORDER No City WV99999 US | STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER No City WV 99999 US |

| Line | Comm Ln Desc | Qty | Unit Issue | Unit Price | Total Price |
|------|--|---------|------------|------------|-------------|
| 1 | STONE, AGGREGATE, CINDERS - MAT.& DEL. BY VNDR NON-EST | 0.00000 | TON | | |

| Comm Code | Manufacturer | Specification | Model # |
|-----------|--------------|---------------|---------|
| 11111600 | | | |

Extended Description :
 STONE, AGGREGATE, CINDERS - MAT.& DEL. BY VNDR NON-EST LOC.

| | | | |
|---------------------|--------------------------------|--|------------------------------|
| DOT150000071 | Document Phase Final | Document Description ADDENDUM 2 AGGREGATE, CINDERS - DEL. BY VNDR NON-EST | Page 3 of 3 |
|---------------------|--------------------------------|--|------------------------------|

ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions



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

State of West Virginia
Request for Quotation

Proc Folder: 81324

Doc Description: ADDENDUM #3 AGGREGATE, CINDERS - DEL. BY VNDR NON-EST

Proc Type: Central Master Agreement

| Date Issued | Solicitation Closes | Solicitation No | Version |
|-------------|------------------------|-------------------------|---------|
| 2015-04-07 | 2015-04-09 13:30:00 | CRFQ 0803 DOT1500000071 | 4 |

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:

Patterson Excavating Inc.
Po Box 376
Mt. Gay WV 25037 304-946-2326

FOR INFORMATION CONTACT THE BUYER

Crystal Rink
(304) 558-2402
crystal.g.rink@wv.gov

Signature X

FEIN # 550691972

DATE 4/8/15

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| INVOICE TO | SHIP TO |
|---|--|
| ALL STATE AGENCIES VARIOUS LOCATIONS AS INDICATED BY ORDER No City WV99999 US | STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER No City WV 99999 US |

| Line | Comm Ln Desc | Qty | Unit Issue | Unit Price | Total Price |
|------|---|---------|------------|------------|-------------|
| 1 | STONE, AGGREGATE, CINDERS - MAT.& DEL. BY VNDR NON-EST | 0.00000 | TON | | |

| Comm Code | Manufacturer | Specification | Model # |
|-----------|--------------|---------------|---------|
| 11111600 | | | |

Extended Description :
STONE, AGGREGATE, CINDERS - MAT.& DEL. BY VNDR NON-EST LOC.

| | | | |
|---------------|--------------------------------|---|-----------------------|
| DOT1500000071 | Document Phase Final | Document Description ADDENDUM #3 AGGREGATE, CINDERS - DEL. BY VNDR NON-EST | Page 3 of 3 |
|---------------|--------------------------------|---|-----------------------|

ADDITIONAL TERMS AND CONDITIONS

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

State of West Virginia
 Request for Quotation

Proc Folder: 81324

Doc Description: ADDENDUM #3 AGGREGATE, CINDERS - DEL. BY VNDR NON-EST

Proc Type: Central Master Agreement

| Date Issued | Solicitation Closes | Solicitation No | Version |
|-------------|------------------------|-------------------------|---------|
| 2015-04-07 | 2015-04-09 13:30:00 | CRFQ 0803 DOT1500000071 | 4 |

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:

Patterson Excavating Inc.
 P.O. Box 374
 Mt. Gay, Wv 25637 304-946-2326

FOR INFORMATION CONTACT THE BUYER

Crystal Rink
 (304) 558-2402
 crystal.g.rink@wv.gov

Signature X

CM Patterson

FEIN # 550691972

DATE 4/8/15

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| INVOICE TO | | SHIP TO | |
|---|---------|---|----------|
| ALL STATE AGENCIES VARIOUS LOCATIONS AS INDICATED BY ORDER | | STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER | |
| No City | WV99999 | No City | WV 99999 |
| US | | US | |

| Line | Comm Ln Desc | Qty | Unit Issue | Unit Price | Total Price |
|------|---|---------|------------|------------|-------------|
| 1 | STONE, AGGREGATE, CINDERS - MAT.& DEL. BY VNDR NON-EST | 0.00000 | TON | | |

| Comm Code | Manufacturer | Specification | Model # |
|-----------|--------------|---------------|---------|
| 11111600 | | | |

Extended Description :
 STONE, AGGREGATE, CINDERS - MAT.& DEL. BY VNDR NON-EST LOC.

| | Document Phase | Document Description | Page 3 |
|---------------|-----------------------|--|---------------|
| DOT1500000071 | Draft | ADDENDUM #3 AGGREGATE, CINDERS - DEL. BY VNDR NON-EST | of 3 |

ADDITIONAL TERMS AND CONDITIONS

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ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.: DOT150000071

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| <input type="checkbox"/> Addendum No. 4 | <input type="checkbox"/> Addendum No. 9 |
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Patterson Excavating, Inc.
Company

CM Patterson
Authorized Signature

4/8/15
Date

NOTE: This addendum acknowledgment should be submitted with the bid to expedite document processing.
Revised 6/8/2012



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

State of West Virginia
 Request for Quotation

Proc Folder: 81324

Doc Description: ADDENDUM 1 AGGREGATE, CINDERS - DEL. BY VNDR NON-EST

Proc Type: Central Master Agreement

| Date Issued | Solicitation Closes | Solicitation No | Version |
|-------------|------------------------|-------------------------|---------|
| 2015-03-26 | 2015-04-01 13:30:00 | CRFQ 0803 DOT1500000071 | 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:

Patterson Excavating Inc.
 Po Box 376
 Mt Gay, WV 25137
 304-946-2324

FOR INFORMATION CONTACT THE BUYER

Crystal Rink
 (304) 558-2402
 crystal.g.rink@wv.gov

Signature X

CM Patterson

FEIN # 550691972

DATE 4/8/15

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

| INVOICE TO | | SHIP TO | |
|---|---------|---|----------|
| ALL STATE AGENCIES VARIOUS LOCATIONS AS INDICATED BY ORDER | | STATE OF WEST VIRGINIA VARIOUS LOCATIONS AS INDICATED BY ORDER | |
| No City | WV99999 | No City | WV 99999 |
| US | | US | |

| Line | Comm Ln Desc | Qty | Unit Issue | Unit Price | Total Price |
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STONE, AGGREGATE, CINDERS - MAT.& DEL. BY VNDR NON-EST LOC.

| | | | |
|---------------|--------------------------------|--|------------------------------|
| DOT1500000071 | Document Phase Draft | Document Description ADDENDUM 1 AGGREGATE, CINDERS - DEL. BY VNDR NON-EST | Page 3 of 3 |
|---------------|--------------------------------|--|------------------------------|

ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

SOLICITATION NUMBER: CRFQ DOT1500000071

Addendum Number: 1

The purpose of this addendum is to modify the solicitation identified as (“Solicitation”) to reflect the change(s) identified and described below.

Applicable Addendum Category:

- | Modify bid opening date and time
- | Modify specifications of product or service being sought
- | Attachment of vendor questions and responses
- | Attachment of pre-bid sign-in sheet
- | Correction of error
- | Other

Description of Modification to Solicitation:

TO ANSWER VENDOR QUESTIONS

TO PROVIDE PURCHASING AFFIDAVIT AND VENDOR PREFERENCE

TO ATTACH CORRECTED PRICING SHEET

Additional Documentation: Documentation related to this Addendum (if any) has been included herewith as Attachment A and is specifically incorporated herein by reference.

Terms and Conditions:

1. All provisions of the Solicitation and other addenda not modified herein shall remain in full force and effect.
2. Vendor should acknowledge receipt of all addenda issued for this Solicitation by completing an Addendum Acknowledgment, a copy of which is included herewith. Failure to acknowledge addenda may result in bid disqualification. The addendum acknowledgement should be submitted with the bid to expedite document processing.

ATTACHMENT A

CRFQ DOT1500000071

Question 1:

I wanted to question and verify the quadrupling of the general liability insurance requirement that was listed for the April 1 aggregate bid for DOH. Is this correct? If so, please give an explanation. This requirement is going to make already high insurance premiums go up even more and may lead to a cease in our operations altogether leaving some DOH's at a disadvantage for their work on county roads. I feel sure that this 400% increase in insurance coverage is going to cause great difficulty for us and I would think most small businesses in rural areas in trying to make a living and helping our communities as well. Could you please verify if this is a misprint and if so I am requesting that you please revert to original insurance requirement for the upcoming bid opening April 1st. I look forward to your response in this matter.

Response 1:

Per WVDOT, Legal Division, \$1,000,000.00 shall remain on all Maintenance Division master agreements.

Question 2:

I am looking over the new bid forms for aggregates and noticed on this one that has the Haul by Vendor items that there is not a separate item for hauling items Q and R. There needs to be a separate hauling item for shot rock and riprap due to the type of trucks needed to haul large rock such as this. Hauling this size rock can only be done on a heavier steel bed truck

Response 2:

Vendor is correct; adjustment to the pricing page will be made

REVISED 03/23/2015

Material and delivery by the Vendor to Non-Established WVDOH locations, ONLY.

| | | Bid Price per Ton Items A-W and AA F.O.B. Vendor's Storage Site | | |
|--|--------------------------------------|--|--------------------|------------|
| Contract Item | Description of Material | Limestone, Sandstone, Gravel, Sand | Blast Furnace Slag | Steel Slag |
| A | Class 1 Aggregate | | | |
| B | Class 2 Aggregate | | | |
| C | Class 10 Aggregate | | | |
| D | AASHTO #1 Aggregate | | | |
| E | AASHTO #3 Aggregate | | | |
| F | AASHTO #4 Aggregate | | | |
| G | AASHTO #467 Aggregate | | | |
| H | AASHTO #57 Aggregate | | | |
| I | AASHTO #67 Aggregate | | | |
| J | AASHTO #7 Aggregate | | | |
| K | AASHTO #8 Aggregate | | | |
| L | AASHTO #9 Aggregate | | | |
| M | Stone for Gabions | 13.00 | | |
| N | Fine Aggregate | | | |
| OA | Limestone Standard Abrasives | | | |
| OB | Sandstone Standard Abrasives | | | |
| PA | Limestone Modified Abrasives | | | |
| PB | Sandstone Modified Abrasives | | | |
| Q | Rip Rap | 13.50 | | |
| R | Shot Rock | 12.00 | | |
| S | AASHTO #8 Modified | | | |
| T | AASHTO #9 Modified | | | |
| U | Pea Gravel | | | |
| V | #11 Limestone Abrasives | | | |
| W | Quarry Waste | | | |
| AA | Cinders | | | |
| Items A-W and AA (Except for Q and R): | | | | |
| X1 | Haul by Vendor - First Ton-Mile | 2.00 | | |
| X2 | Haul by Vendor - Additional Ton-Mile | .30 | | |
| Items Q and R ONLY: | | | | |
| Y1 | Haul by Vendor - First Ton-Mile | 2.00 | | |
| Y2 | Haul by Vendor - Additional Ton-Mile | .30 | | |

ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.: DOT150000071

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Patterson Excavating, Inc.
Company

CM Patterson
Authorized Signature

4/8/15
Date

NOTE: This addendum acknowledgment should be submitted with the bid to expedite document processing.
Revised 6/8/2012

State of West Virginia

VENDOR PREFERENCE CERTIFICATE

Certification and application* is hereby made for Preference in accordance with West Virginia Code, §5A-3-37. (Does not apply to construction contracts). West Virginia Code, §5A-3-37, provides an opportunity for qualifying vendors to request (at the time of bid) preference for their residency status. Such preference is an evaluation method only and will be applied only to the cost bid in accordance with the West Virginia Code. This certificate for application is to be used to request such preference. The Purchasing Division will make the determination of the Vendor Preference, if applicable.

- 1. Application is made for 2.5% vendor preference for the reason checked: 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, Bidder is a partnership, association or corporation resident vendor and 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 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, Bidder is a 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; or,
2. Application is made for 2.5% vendor preference for the reason checked: 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; or,
3. Application is made for 2.5% vendor preference for the reason checked: 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 Bidder's affiliate's or subsidiary's employees are residents of West Virginia who have resided in the state continuously for the two years immediately preceding submission of this bid; or,
4. Application is made for 5% vendor preference for the reason checked: Bidder meets either the requirement of both subdivisions (1) and (2) or subdivision (1) and (3) as stated above; or,
5. Application is made for 3.5% vendor preference who is a veteran for the reason checked: Bidder is an individual resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard and has resided in West Virginia continuously for the four years immediately preceding the date on which the bid is submitted; or,
6. Application is made for 3.5% vendor preference who is a veteran for the reason checked: Bidder is a resident vendor who is a veteran of the United States armed forces, the reserves or the National Guard, if, for purposes of producing or distributing the commodities or completing the project which is the subject of the vendor's bid and continuously over the entire term of the project, on average at least seventy-five percent of the vendor's employees are residents of West Virginia who have resided in the state continuously for the two immediately preceding years.
7. Application is made for preference as a non-resident small, women- and minority-owned business, in accordance with West Virginia Code §5A-3-59 and West Virginia Code of State Rules. Bidder has been or expects to be approved prior to contract award by the Purchasing Division as a certified small, women- and minority-owned business.

Bidder understands if the Secretary of 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) reject the bid; 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.

By submission of this certificate, Bidder agrees to disclose any reasonably requested information to the Purchasing Division and authorizes the Department of 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.

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 Purchasing Division in writing immediately.

Bidder: Patterson Excavating Inc. Signed: [Signature]
Date: 4/8/15 Title: PRESIDENT



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
4/8/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).


| | |
|---|--|
| PRODUCER Mountain State Insurance Agency 1206 Kanawha Blvd. E. Charleston WV 25301 | CONTACT NAME: Kathryn Arthur |
| | PHONE (A/C No. Int): (304)720-2000 FAX (A/C No.): (304)730-3002 E-MAIL ADDRESS: karthur@mountainstateinsurance.com |
| INSURED Patterson Contracting, Inc. Patterson Excavating, Inc. P.O. Box 376 Mt. Gay WV 25637 | INSURER A: Westfield NAID # 24112 |
| | INSURER B: BrickStreet Insurance 12372 |
| | INSURER C: |
| | INSURER D: |
| | INSURER E: |
| | INSURER F: |

COVERAGES **CERTIFICATE NUMBER: 15/16 Liab Auto Umb** REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

| CLASS | TYPE OF INSURANCE | ADDL. NUMBER | POLICY NUMBER | POLICY EFF. DATE (MM/DD/YYYY) | POLICY EXP. DATE (MM/DD/YYYY) | LIMITS |
|-------|--|---------------------------------|-------------------|-------------------------------|-------------------------------|--|
| A | GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR | | ERA7398616 | 1/1/2015 | 1/1/2016 | EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 500,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 |
| | GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC | | | | | |
| A | AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS | | ERA7398616 | 1/1/2015 | 1/1/2016 | COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ |
| | <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS | | | | | |
| A | UMBRELLA LIAB EXCESS LIAB | | ERA7398616 | 1/1/2015 | 1/1/2016 | EACH OCCURRENCE \$ 4,000,000 AGGREGATE \$ 4,000,000 |
| | <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS-MADE DED. RETENTION \$ | | | | | |
| B | WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NE) If yes, describe under DESCRIPTION OF OPERATIONS below | Y/N <input type="checkbox"/> | N/A MCB1007240 | 7/30/2014 | 7/30/2015 | <input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000 |

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

| | |
|---|---|
| CERTIFICATE HOLDER (304)558-1037 NV Division of Highways 1900 Kanawha Blvd., East Charleston, WV 25303 | CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. |
| | AUTHORIZED REPRESENTATIVE Kathryn Arthur/KATHY  |

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: Patterson Excavating, Inc.

Authorized Signature: CM Patterson

Date: 4/8/15

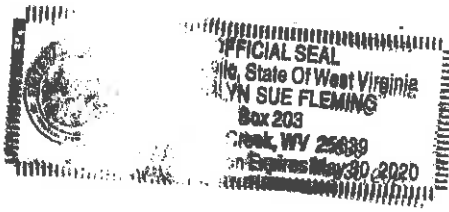
State of West Virginia

County of Logan, to-wit:

Taken, subscribed, and sworn to before me this 8 day of April, 2015.

My Commission expires May 30, 2020

AFFIX SEAL HERE



Carolyn Sue Fleming
Purchasing Affidavit (Revised 07/01/2012)

NOTE: Vendor and Notary's date must be the same.
Notary required to AFFIX SEAL on Purchasing Affidavit.