



# West Virginia Purchasing Division

2019 Washington Street, East  
Charleston, WV 25305  
Telephone: 304-558-2306  
General Fax: 304-558-6026  
Bid Fax: 304-558-3970

The following documentation is an electronically-submitted vendor response to an advertised solicitation from the *West Virginia Purchasing Bulletin* within the Vendor Self-Service portal at [wvOASIS.gov](http://wvOASIS.gov). As part of the State of West Virginia's procurement process, and to maintain the transparency of the bid-opening process, this documentation submitted online is publicly posted by the West Virginia Purchasing Division at [WVPurchasing.gov](http://WVPurchasing.gov) with any other vendor responses to this solicitation submitted to the Purchasing Division in hard copy format.

Solicitation Response(SR)

Dept: 1400 ID: ESR01152600000003959 Ver.: 1 Function: New Phase: Final

Modified by batch, 01/15/2026

## Header 1

List View

[General Information](#) [Contact](#) [Default Values](#) [Discount](#) [Document Information](#) [Clarification Request](#)

Procurement Folder: 1828348

SO Doc Code: CRFQ

Procurement Type: Central Purchase Order

SO Dept: 1400

Vendor ID: VS0000019929 

SO Doc ID: AGR2600000021

Legal Name: FIRST FRUITS EXCAVATING INC

Published Date: 1/6/26

Alias/DBA:

Close Date: 1/15/26

Total Bid: \$53,955.00

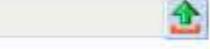
Close Time: 13:30

Response Date: 01/15/2026 

Status: Closed

Response Time: 10:58

Solicitation Description: Mineral County WV Blockage Removal

Responded By User ID: FirstFruits 

Total of Header Attachments: 1

First Name: Phillip

Total of All Attachments: 1

Last Name: Dayton

Email: buck@firstfruits-wv.com

Phone: 304-726-8412



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

**State of West Virginia  
Solicitation Response**

**Proc Folder:** 1828348

**Solicitation Description:** Mineral County WV Blockage Removal

**Proc Type:** Central Purchase Order

| Solicitation Closes | Solicitation Response        | Version |
|---------------------|------------------------------|---------|
| 2026-01-15 13:30    | SR 1400 ESR01152600000003959 | 1       |

**VENDOR**

VS0000019929

FIRST FRUITS EXCAVATING INC

**Solicitation Number:** CRFQ 1400 AGR2600000021

**Total Bid:** 53955

**Response Date:** 2026-01-15

**Response Time:** 10:58:29

**Comments:**

**FOR INFORMATION CONTACT THE BUYER**

Larry D McDonnell

304-558-2063

[larry.d.mcdonnell@wv.gov](mailto:larry.d.mcdonnell@wv.gov)

**Vendor  
Signature X**

**FEIN#**

**DATE**

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

| Line | Comm Ln Desc                       | Qty | Unit Issue | Unit Price | Ln Total Or Contract Amount |
|------|------------------------------------|-----|------------|------------|-----------------------------|
| 1    | Mineral County WV Blockage Removal |     |            |            | 53955.00                    |

| Comm Code | Manufacturer | Specification | Model # |
|-----------|--------------|---------------|---------|
| 93131802  |              |               |         |

**Commodity Line Comments:**

**Extended Description:**

Debris removal from stream and streambank repair due to flood damage.  
 Note: Please enter TOTAL COST from Exhibit A Pricing Page to Commodity Line.  
 See attached specification and associated documentation for further details.



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

State of West Virginia  
Centralized Request for Quote  
Construction

|                  |                                    |                         |  |                          |
|------------------|------------------------------------|-------------------------|--|--------------------------|
| Proc Folder:     | 1828348                            |                         |  | Reason for Modification: |
| Doc Description: | Mineral County WV Blockage Removal |                         |  |                          |
| Proc Type:       | Central Purchase Order             |                         |  |                          |
| Date Issued      | Solicitation Closes                | Solicitation No         |  | Version                  |
| 2026-01-06       | 2026-01-15 13:30                   | CRFQ 1400 AGR2600000021 |  | 4                        |

**BID RECEIVING LOCATION**

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

**VENDOR**

Vendor Customer Code:

Vendor Name : First Fruits Excavating, Inc.

Address :

Street : 407 Plum Run Road

City : Ridgeley

State : WV

Country : USA

Zip : 26753

Principal Contact : Phillip N. Dayton, II

Vendor Contact Phone: 304-726-8412

Extension:

**FOR INFORMATION CONTACT THE BUYER**

Larry D McDonnell  
304-558-2063  
larry.d.mcdonnell@wv.gov

Vendor  
Signature X

FEIN# 22-3947768

DATE 01.15.2026

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

**ADDITIONAL INFORMATION**

Addendum No. 03

To attach answers to vendor questions

To attach the following revised documents:

Terms and Conditions Section 7: Required Documents.

Terms and Conditions - Additional Terms and Conditions (Construction Contract Only) Section 2: Bonds

The bid opening date and time still remains 01/15/2025 at 1:30PM EST/EDT.

No other changes

| INVOICE TO  | SHIP TO   |
|---|---|
| WEST VIRGINIA<br>CONSERVATION AGENCY<br>1900 KANAWHA BLVD E<br><br>CHARLESTON<br>US | WEST VIRGINIA<br>CONSERVATION AGENCY<br>WEST VIRGINIA<br>CONSERVATION AGENCY<br>255 GUS R DOUGLASS LN<br>CHARLESTON<br>US |
|   |   |

| Line | Comm Ln Desc                       | Qty | Unit Issue | Unit Price | Total Price |
|------|------------------------------------|-----|------------|------------|-------------|
| 1    | Mineral County WV Blockage Removal | 1   | base bid   |            | \$53,955.00 |

| Comm Code | Manufacturer | Specification | Model # |
|-----------|--------------|---------------|---------|
| 93131802  |              |               |         |

**Extended Description:**

Debris removal from stream and streambank repair due to flood damage.

Note: Please enter TOTAL COST from Exhibit A Pricing Page to Commodity Line.

See attached specification and associated documentation for further details.

**SCHEDULE OF EVENTS**

| Line | Event                                  | Event Date |
|------|--|------------|
| 1    | Vendor questions due by 2:00PM EST/EDT | 2025-12-11 |

|               | Document Phase | Document Description               | Page<br>3 |
|---------------|----------------|------------------------------------|-----------|
| AGR2600000021 | Final          | Mineral County WV Blockage Removal |           |

**ADDITIONAL TERMS AND CONDITIONS**

See attached document(s) for additional Terms and Conditions

**REQUEST FOR QUOTATION**  
Mineral County, WV – Blockage Removal

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**EXHIBIT A – Pricing Page**

**Blockage and Debris Removal Mineral County, WV**

**All labor, materials, equipment, and supplies necessary for:**

**Blockage and Debris Removal Mineral County, WV**

**Name of Bidder:** First Fruits Excavating, Inc.

**Bidders Address:** 407 Plum Run Road  
Street

|                 |              |              |
|-----------------|--------------|--------------|
| <u>Ridgeley</u> | <u>WV</u>    | <u>26753</u> |
| <u>City</u>     | <u>State</u> | <u>Zip</u>   |

**Telephone:** 304-726-8412

**Fax Number:** 304-738-1602

**Email:** buck@firstfruits-wv.com

**Contractor's License No:** WV047004

*(include copy with bid response documents)*

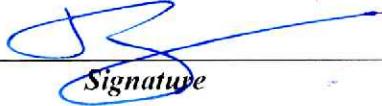
The Bidder, being familiar with and understanding the Bidding Documents and having examined the site and being familiar with all local conditions affecting the project hereby proposes to furnish all labor, material, equipment, supplies and transportation and to perform all Work in accordance with the Bidding Documents within the time set forth for the sum of:

**Base Bid:**   \$  53,955.00

*(Also enter this amount into Commodity Line 1)*

fifty-three thousand, nine hundred fifty-five dollars and zero cents

*(Show amount in both words)*

  
Signature

01.15.2026

*Date*

**Printed Name** Phillip N. Dayton, II

**Title** President

Failure to use this bid form may result in bid disqualification.

**Detailed Bid Schedule**  
**Mineral County, WV – Blockage Removal Exhibit A - Pricing Page**

| Item | Description  | Equipment Spec. (i.e. make, model) * | Quantity  | Unit | Unit Price    | Total           |
|------|--|--------------------------------------|-----------|------|---------------|-----------------|
| 1.   | Hydraulic Excavator with thumb, minimum of 89 H.P.<br><b>Regular</b>               | Komatsu PC160                        | <b>80</b> | HR   | \$120.00      | \$9,600.00      |
| 2.   | Hydraulic Excavator with thumb, minimum of 89 H.P.<br><b>Over Time</b>             | Komatsu PC160                        | <b>20</b> | HR   | \$140.00      | \$2,800.00      |
| 3.   | On-Highway Dump Truck #1, minimum of 250 H.P & 10 cy bed – <b>Regular</b>          | Kenworth T800                        | <b>80</b> | HR   | \$95.00       | \$7,600.00      |
| 4.   | On-Highway Dump Truck #1, minimum of 250 H.P & 10 cy bed – <b>Over Time</b>        | Kenworth T800                        | <b>20</b> | HR   | \$115.00      | \$2,300.00      |
| 5.   | On-Highway Dump Truck #2, minimum of 250 H.P & 10 cy bed – <b>Regular</b>          | Kenworth T800                        | <b>80</b> | HR   | \$95.00       | \$7,600.00      |
| 6.   | On-Highway Dump Truck #2, minimum of 250 H.P & 10 cy bed – <b>Over Time</b>        | Kenworth T800                        | <b>20</b> | HR   | \$115.00      | \$2,300.00      |
| 7.   | #1 Laborer with Chain Saw, Hand Tools, & Flagging Equipment<br><b>Regular</b>      | N/A                                  | <b>80</b> | HR   | \$60.00       | \$4,800.00      |
| 8.   | #1 Laborer with Chain Saw, Hand Tools, & Flagging Equipment<br><b>Over Time</b>    | N/A                                  | <b>20</b> | HR   | \$80.00       | \$1,600.00      |
| 9.   | #2 Laborer with Chain Saw, Hand Tools, & Flagging Equipment – <b>Regular</b>       | N/A                                  | <b>80</b> | HR   | \$60.00       | \$4,800.00      |
| 10.  | #2 Laborer with Chain Saw, Hand Tools, & Flagging Equipment – <b>Over Time</b>     | N/A                                  | <b>20</b> | HR   | \$80.00       | \$1,600.00      |
| 11.  | Tractor with Lowboy *<br>*Can substitute Tag-along Equipment Trailer               | Kenworth W900                        | <b>20</b> | HR   | \$125.00      | \$2,500.00      |
| 12.  | Stabilization Materials Seed and Mulch   | N/A                                  | <b>1</b>  | LS   | \$2,000.00    | \$2,000.00      |
| 13.  | Mobilization/Demobilization Limited to 10% of the Total of Line Items 1 through 12 | N/A                                  | <b>1</b>  | LS   | \$4,455.00    | \$4,455.00      |
|      |  |                                      |           |      | <b>Total:</b> | <b>\$53,955</b> |

Unit Definitions: LS = Lump Sum, LF = Linear Foot, CF = Cubic Feet, SF = Square Feet, CY = Cubic Yards, EA = Each, MO = Month, TN = Ton(s), AC = Acre(s), HIR = Hours

**BID BOND**

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, First Fruits Excavating, Inc.

of 407 Plum Ridge Road, Ridgeley, WV 26753, as Principal, and Hartford Fire Insurance Company of One Hartford Plaza, Hartford, CT 06155, a corporation organized and existing under the laws of the State of CT with its principal office in the City of Hartford, as Surety, are held and firmly bound unto the State of West Virginia, as Obligee, in the penal sum of Five Percent of Amount Bid (\$ 5% of Amount 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 Mineral County WV Blockage Removal

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 Obligee may accept such bid, and said Surety does hereby waive notice of any such extension.

WITNESS, the following signatures and seals of Principal and Surety, executed and sealed by a proper officer of Principal and Surety, or by Principal individually if Principal is an individual, this 15th day of January, 2026.

Principal Seal

First Fruits Excavating, Inc.

(Name of Principal)

By

Justin Stetler  
(Must be President, Vice President, or  
Duly Authorized Agent)

President

(Title)

Surety Seal

Hartford Fire Insurance Company

(Name of Surety)

Justin Stetler

Justin Stetler, Attorney-in-Fact

**IMPORTANT – Surety executing bonds must be licensed in West Virginia to transact surety insurance, must affix its seal, and must attach a power of attorney with its seal affixed.**

Direct Inquiries, Bond Authenticity

and Claims to:

THE HARTFORD

BOND, T-14

One Hartford Plaza

Hartford, Connecticut 06155

[Bond.Claims@thehartford.com](mailto:Bond.Claims@thehartford.com)

call: 888-266-3488 or fax: 860-757-5835

KNOW ALL PERSONS BY THESE PRESENTS THAT:

Agency Name: TWAIN INSURANCE AGENCY LLC

Agency Code: 30-720435

- Hartford Fire Insurance Company**, a corporation duly organized under the laws of the State of Connecticut
- Hartford Casualty Insurance Company**, a corporation duly organized under the laws of the State of Indiana
- Hartford Accident and Indemnity Company**, a corporation duly organized under the laws of the State of Connecticut
- Hartford Insurance Company of the Midwest**, a corporation duly organized under the laws of the State of Indiana

having their home office in Hartford, Connecticut, (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint, **up to the amount of** Unlimited :

Kristen Arnold, Thomas R. Davis, Lawrence Martin, Robin V. Russell, Wade Smith, Shanalee Steele, Justin Stetler, Brandon Thacker, Griffin Willson of RIDGELAND, Mississippi

their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign its name as surety(ies) only as delineated above by , and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on May 23, 2016 the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



*Phyllis A. Clark*

Phyllis A. Clark, Assistant Secretary

*Joelle L. LaPierre*

Joelle L. LaPierre, Assistant Vice President

STATE OF FLORIDA

ss. Lake Mary

COUNTY OF SEMINOLE

On this 1st day of March, 2024, before me personally came Joelle L. LaPierre, to me known, who being by me duly sworn, did depose and say: that (s)he resides in Seminole County, State of Florida; that (s)he is the Assistant Vice President of the Companies, the corporations described in and which executed the above instrument; that (s)he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that (s)he signed his/her name thereto by like authority.



*Mari Luz Arce*

Mari Luz Arce  
My Commission HH 287363  
Expires July 13, 2026

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of January 15, 2026.

Signed and sealed in Lake Mary, Florida.



*Keith D. Dozois*

Keith D. Dozois, Assistant Vice President

### **Subcontractor List Submission (Construction Contracts Only)**

**Bidder's Name:** First Fruits Excavating, Inc.

- Check this box if no subcontractors will perform more than \$25,000.00 of work to complete the project.

| Subcontractor Name | License Number if Required by<br>W. Va. Code § 21-11-1 et. seq. |
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Attach additional pages if necessary



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

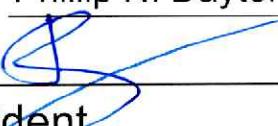
I, Phillip N. Dayton, II, after being first duly sworn, depose and state as follows:

1. I am an employee of First Fruits Excavating, Inc.; and,  
 (Company Name)
2. I do hereby attest that First Fruits Excavating, Inc.  
 (Company Name)

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

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

Printed Name: Phillip N. Dayton, II

Signature: 

Title: President

Company Name: First Fruits Excavating, Inc.

Date: 01.15.2026

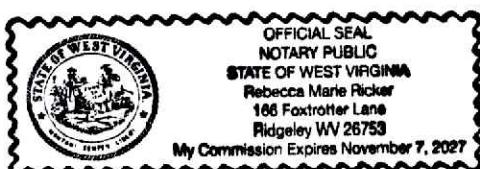
STATE OF WEST VIRGINIA,

COUNTY OF Mineral, TO-WIT:

Taken, subscribed and sworn to before me this 15 day of January, 2026.

By Commission expires November 7, 2027

(Seal)



Rebecca Ricker  
 (Notary Public)



# CONTRACTOR LICENSE

AUTHORIZED BY THE  
West Virginia Contractor  
Licensing Board

NUMBER: WV047004

## CLASSIFICATION:

EXCAVATION  
UTILITIES (SEWER & WATER)  
SPECIALTY

FIRST FRUITS EXCAVATING INC  
407 PLUM RUN ROAD  
RIDGELEY, WV 26753

## DATE ISSUED

**JULY 10, 2025**

## EXPIRATION DATE

**JULY 10, 2026**

A handwritten signature in black ink, appearing to read "Jim Tamm".

---

Authorized Signature

Chair, West Virginia Contractor  
Licensing Board

**DESIGNATED CONTACT:** Vendor appoints the individual identified in this Section as the Contract Administrator and the initial point of contact for matters relating to this Contract.

(Printed Name and Title) Phillip N. Dayton, II

(Address) 407 Plum Run Road, Ridgeley, WV 26753

(Phone Number) / (Fax Number) 304-726-8412 / 304-738-1602

(email address) buck@firstfruits-wv.com

**CERTIFICATION AND SIGNATURE:** By signing below, or submitting documentation through wvOASIS, I certify that: I have reviewed this Solicitation/Contract in its entirety; that I understand the requirements, terms and conditions, and other information contained herein; that this bid, offer or proposal constitutes an offer to the State that cannot be unilaterally withdrawn; that the product or service proposed meets the mandatory requirements contained in the Solicitation/Contract for that product or service, unless otherwise stated herein; that the Vendor accepts the terms and conditions contained in the Solicitation, unless otherwise stated herein; that I am submitting this bid, offer or proposal for review and consideration; that this bid or offer was made without prior understanding, agreement, or connection with any entity submitting a bid or offer for the same material, supplies, equipment or services; that this bid or offer is in all respects fair and without collusion or fraud; that this Contract is accepted or entered into without any prior understanding, agreement, or connection to any other entity that could be considered a violation of law; 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.

*By signing below, I further certify that I understand this Contract is subject to the provisions of West Virginia Code § 5A-3-62, which automatically voids certain contract clauses that violate State law; and that pursuant to W. Va. Code 5A-3-63, the entity entering into this contract is prohibited from engaging in a boycott against Israel.*

First Fruits Excavating, Inc.

(Company)

(Signature of Authorized Representative)

Phillip N. Dayton, II - President 01.15.2026

(Printed Name and Title of Authorized Representative) (Date)

304-726-8412    304-738-1602

(Phone Number) (Fax Number)

buck@firstfruits-wv.com

(Email Address)

**REQUEST FOR QUOTATION  
Mineral County, WV - Blockage Removal  
CRFQ AGR26\*21**

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**12. MISCELLANEOUS:**

**12.1. 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.

|                          |                         |
|--------------------------|-------------------------|
| <b>Contract Manager:</b> | Phillip N. Dayton, II   |
| <b>Telephone Number:</b> | 304-726-8412            |
| <b>Fax Number:</b>       | 304-738-1602            |
| <b>Email Address:</b>    | buck@firstfruits-wv.com |