

Cust. Solutions Specialist

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

Request for Quotation

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ADDRESS CORRESPONDENCE TO ATTENTION OF:

JOHN JOHNSTON

304-558-2402

DIVISION OF HIGHWAYS VARIOUS LOCALES AS INDICATED BY ORDER

ADDRESS CHANGES TO BE NOTED ABOVE

***709030104** 800-600-7258 CARGILL SALT DIVISION 24950 COUNTRY CLUB BLVD #450 NORTH OLMSTED OH 44070

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NORTH OLMSTED OH 44070 DIVISION OF HIGHWAYS VARIOUS LOCALES AS INDICATED BY ORDER

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Department of Administration
Purchasing Division
2019 Washington Street East
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Charleston, WV 25305-0130

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*709030104 800-600-7258 CARGILL SALT DIVISION 24950 COUNTRY CLUB BLVD #450

NORTH OLMSTED OH 44070

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DIVISION OF HIGHWAYS
VARIOUS LOCALES AS INDICATED
BY ORDER

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FREIGHT TERMS TERMS OF SALE SHIP VIA FO.B. DATE PRINTED 07/13/2006 BID OPENING DATE: BID OPENING TIME 01:30PM 08/02/2006 CAT. AMOUNT ITEM NUMBER UNIT PRICE QUANTITY HOP LINE IN THE EVENT THE VENDOR/CONTRACTOR FILES BANKRUPTCY: FOR BANKRUPTCY PROTECTION, THIS CONTRACT IS AUTOMATI-CALLY NULL AND VOID, AND IS TERMINATED WITHOUT FURTHER ORDER. THE TERMS AND CONDITIONS CONTAINED IN THIS CONTRACT SHALL SUPERSEDE ANY AND ALL SUBSEQUENT TERMS AND CONDITIONS WHICH MAY APPEAR ON ANY ATTACHED PRINTED DOCUMENTS SUCH AS PRICE LISTS, ORDER FORMS, SALES AGREEMENTS OR MAINTENANCE AGREEMENTS, INCLUDING ANY ELECTRONIC MEDIUM SUCH AS CD-ROM. REV. 04/11/2001 PURCHASING CARD ACCEPTANCE: THE STATE OF WEST VIRGINIA CURRENTLY UTILIZES A VISA PURCHASING CARD PROGRAM WHICH IS ISSUED THROUGH A LOCAL BANK. THE SUCCESSFUL VENDOR MUST ACCEPT THE STATE OF WEST VIRGINIA VISA PURCHASING CARD FOR PAYMENT OF ALL ORDERS PLACED BY ANY STATE AGENCY FOR ORDERS THAT ARE LESS THAN \$2,500 AS A CONDI-TION OF AWARD. 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). APPLICATION IS MADE FOR 2.5% 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 SEE REVERSE SIDE FOR TERMS AND CONDITIONS

41-0177680

TELEPHONE

800-600-7258

July 31,2006

ADDRESS CHANGES TO BE NOTED ABOVE



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1. SPECIFICATIONS

The following sections of the West Virginia Department of Transportation, Division of Highways Standard Specifications Roads and Bridges, adopted 2000 as modified by the current Supplemental Specifications shall apply to the administration of this contract: Sections 101, 102.4, 102.5, 105.1, 105.3, 105.4, 105.10, 105.11, 105.12, 105.13, 106.3, 106.4, 106.5, 106.6, 106.7, 106.9, 107.1, 107.2, 107.3, 107.14, 107.19, 107.20, 108.8, 109.1, 109.2 and 109.20.

The requirements of the West Virginia Department of Transportation, Division of Highways, Standard Specifications Section 109.20, PRICE ADJUSTMENT FOR LOAD LIMIT VIOLATIONS shall apply to all material supplied under this contract. This will include material loaded by the vendor into Division of Highways owned and/or rented trucks.

The terms "Contractor" and "Vendor" used in the above specifications of this contract are interchangeable. Contractor shall mean Vendor and Vendor shall mean Contractor.

West Virginia Department of Transportation, Division of Highways' Standard Specifications Roads and Bridges, adopted 2000 as modified by the current Supplemental Specifications may be obtained from:

West Virginia Division of Highways Contract Administration Division Building 5, Room A-729 1900 Kanawha Blvd., East Charleston, West Virginia 25305

Sodium Chloride shall conform to the requirements of ASTM D632-83 and Type I, Grade 1 and shall be delivered in bulk.

2. ACCEPTANCE AND DELIVERY GUARANTEE

The Division of Highways guarantees acceptance of seventy (70) percent of the total estimated quantity awarded to an individual vendor. However, conditions may dictate adjustment of the actual quantities delivered to specified sites.

The Vendor shall guarantee delivery, as requested by the Division of Highways, of one hundred and twenty-five (125) percent of the total estimated award quantity stated in this contract. All guaranteed deliveries shall be completed prior to March 15, 2006.

Bidder agrees, by execution of this bid, that the guaranteed accepted quantity (seventy percent of total estimated needs) shall be delivered to Division of Highways storage sites or in a Department of Environmental Protection approved stockpile(s) by December 15, 2006.

3. BIDDING INSTRUCTIONS

The purpose of this contract is to provide for the delivery of Sodium Chloride to the various locations listed in the bidding schedule. Actual quantities to be delivered to each location will be specified in a State Contract Purchase Order (SCO), which will be issued by the Department of Highways at the time delivery is required.

Any qualification of bids or any modification of the specifications or conditions governing the bids may be cause for their rejection.

4. CONTRACT AWARD

All qualified Vendors who submit a valid bid for "FOB Vendor's Storage Site" will be awarded a contract for this item (see section 11).

Qualified Vendors who submit a valid bid for "FOB Division's Storage Site" will be awarded a contract for those locations for which their bid is low.

In the event a Vendor fails to conform to the requirements set out in this contract document, the State Contract Purchase Order or the governing specifications, the Purchase Order Contract may be canceled and re-awarded to the next low bidder.

All qualified Vendors who submit a valid bid for "FOB Vendor's Storage Site" will be awarded a contract for this item (see section 11).

5. DELIVERY

A State Contract Purchase Order (SCO) for delivery to individual Division of Highways Storage Sites will be issued to the Vendor awarded a contract for that specific location (see Bid Schedule).

From December 1, 2006 through March 31, 2007 delivery shall be made within seven (7) calendar days after vendor is notified by the Division of Highways.

In the event the Vendor to which the SCO is issued is unable to comply with the specified delivery schedule the Division may, at it's option, cancel all or part of the SCO and obtain the required quantity of Sodium Chloride from the most economical available source.

6. SAMPLING AND TESTING

Upon award of contract, the Vendor shall provide the Division with the proposed source of supply. Acceptance shall be based on suppliers' certification of quality and gradation. This information shall be directed to:

West Virginia Division of Highways Materials Division 190 Dry Branch Road Charleston, West Virginia 25306 Phone Number 304-558-3175

The Division may conduct sampling and testing to verify material quality or gradation.

7. WEIGHING MATERIALS DELIVERED BY TRUCK

Material delivered by truck shall be weighed in accordance with Section 308.5 of the West Virginia Department of Transportation, Division of Highways Standard Specifications Roads and Bridges, Adopted 2000 as modified by the current Supplemental Specifications.

8. SUPPLYING OTHER ORGANIZATIONAL ENTITIES

In accordance with Chapter 5A, Article 3, Section 9 of the Code of West Virginia the commodities or services contracted for herein shall be available to all local governmental bodies in accordance with the same prices, terms and conditions afforded to the State of West Virginia.

In the event any Vendor does not wish to extend the above prices, terms and conditions of his bid and subsequent contract to all political sub-divisions of the State, he must so indicate in a clear and unambiguous manner in his bid. This indication does not prejudice the award of the contract. If a Vendor does not indicate his refusal to extend the prices, terms and conditions of his bid to other entities of the State he is bound to extend them upon issuance of a purchase order by these entities.

Other organizational entities using this provision of the contract shall do so without any involvement of the Division of Highways. That is, the entity shall make its own purchase arrangements with the Vendor and shall make its own arrangements for payment.

9. VENDOR'S INVOICES

Vendor's invoices must be submitted in original and one copy and contain the following:

- a) All Weight Ticket numbers for material delivered during the invoicing period.
- b) Division of Highways State Contract Purchase Order (SCO) Number, and this Contract Number.
- c) Total quantity and unit price with the total cost of each type of material furnished.

 $\frac{\text{NOTE}}{\text{pay}}$ for, quantities of materials in excess of the quantity stated on the State Contract Purchase Order (SCO).

NOTE: Vendor should type prices

SEE ADDENDUM PAGE 2

10. BID SCHEDULE

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE (DOH CLASSIFICATION 011-010-000001)

DISTRICT 1

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	BID PRICE (PER TON)
Boone	Clinton (WV 85)	1600	SEE ADDENDUM
Boone	Rock Creek	2170	
Boone	Seth	1350	
Clay	Cr 11 Widen Road	1700	
Clay	Maysel	800	***************************************
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Kanawha	Elkview	2100	Printed learning and the learning and th
Kanawha	North Charleston	1650	***************************************
Kanawha	St. Albans	1750	****
Mason	Point Pleasant	2800	***************************************
Putnam	Red House	1100	***
Putnam	Hurricane (Rt. 34)	850	Married Professional Reservois Contract
I-64 Section 2	Scary	1150	**************************************
I-64 Section 3	Rt. 119 & Penn Ave.	1850	
I-77 Section 3	Sissonville	1450	
I-79 Section 6	Amma	1250	Marie Carlot and Carlo
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VENDOR

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10. BID SCHEDOLE

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE (DOH CLASSIFICATION 011-010-000001)

DISTRICT 1

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	BID PRICE (PER TON)
Boone	Clinton (WV 85)	960	\$51.99
Boone	Rock Creek	1300	\$52.65
Boone	Seth	810	\$49.83
Clay	Cr 11 Widen Road	1020	\$52.33
Clay	Maysel	480	\$52.62
Kanawha	Chelyan	1050	\$51.04
Kanawha	Elkview	1260	\$48.74
Kanawha	North Charleston	1650	\$46.75
Kanawha	St. Albans	1050	\$46.62
Mason	Point Pleasant	1680	\$46.42
Putnam	Red House	660	\$45.64
Putnam	Hurricane (Rt. 34)	510	\$46.20
I-64 Section 2	Scary	690	\$46.58
I-64 Section 3	Rt. 119 & Penn Ave.	1110	\$47.21
I-77 Section 3	Sissonville	870	\$48.38
I-79 Section 6	Amma	750	\$50.31
Corr. G.	Alum Creek	810	\$46.85

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

DISTRICT 2

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	BID PRICE (PER TON)
Cabell	Barboursville	2500	\$44.64
Lincoln	West Hamlin	900	\$46.29
Lincoln	Yawkey	800	\$48.34
Lincoln	Harts	800	\$49.14
Logan Substation	Chapmanville	800	\$50.26
Corridor G Hdq.	Chapmanville	1000	\$50.59
Logan	Wilkinson HQ	1300	\$53.07
Logan	Man	1000	\$54.47
Mingo & Corr. G.	Miller's Creek	2200	\$53.58
Mingo	Gilbert	800	\$54.85
Wayne	Pritchard	800	\$45.87
Wayne	Wayne HQ	1200	\$46.77
Wayne	Crum	600	\$48.71
I-64	Huntington	1400	\$43.86

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

DISTRICT 3

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	BID PRICE (PER TON)
Calhoun	Millstone	1000	\$54.16
Jackson	Ripley	1500	\$51.28
Pleasants	Belmont	700	\$51.47
Ritchie	Ellenboro	1500	\$53.55
Roane Wv 36	Lefthand	200	\$51.49
Roane US119	Lefthand(Amber Hill)	100	\$51.55
Roane	Spencer	1000	\$53.19
Wirt	Elizabeth	1000	\$57.25
Wood	Parkersburg (Rt. 958)	1500	\$51.70
Corridor D	Nutter Farm	500	\$56.88
Corridor D	Greenwood	700	\$54.90
I-77	Parkersburg	1500	\$53.10
I-77 Section 2	Medina	700	\$52.97

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE (DOH CLASSIFICATION 011-010-000001) DISTRICT 4

COUNTY	DELIVERY SITE	ESIMATED NEEDS (TONS)	BID PRICE (PER TON)
Doddridge	Smithburg	1500	\$49.56
Harrison	Gore	4000	\$45.20
Harrison	Saltwell	1500	\$45.88
Marion	Fairmont	1500	\$43.19
Marion	Mannington	1000	\$44.78
Monongalia	Sabraton	3500	\$41.09
Monongalia	Pentress	1500	\$43.08
Preston	Albright	2500	\$44.07
Preston	Bruceton	1500	\$41.70
Preston	Terra Alta	1000	\$43.93
Preston	Fellowsville	1100	\$45.05
Preston	Aurora	1500	\$45.22
Taylor	Fetterman/Prunytown	2500	\$43.76
APD 50	Tunnel Hill	2500	\$45.50
I-68	Cooper's Rock	4000	\$43.60
I-79	Goshen Road	2500	\$41.28
I-79	Lost Creek	2500	\$45.48

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

DISTRICT 5

COUNTY	DELIVERY SITES	ESTIMATED NEEDS (TONS)	BID PRICE (PER TON)
Berkeley & I-81	Martinsburg	3000	\$50.95
Grant	Petersburg	1000	\$61.75
Grant	Mt. Storm	2000	\$59.49
Hampshire	Romney	700	\$55.50
Hampshire	Capon Bridge	400	\$55.50
Hampshire	Slanesville	300	\$56.00
Hardy	Moorefield	900	\$56.31
Hardy	Baker	1300	\$74.00
Jefferson	Charles Town	1000	\$52.66
Mineral	New Creek	800	\$73.56
Mineral	Sky Line	800	\$73.93
Mineral	Short Gap	300	\$72.21
Morgan	Berkeley Springs	900	\$54.25
Morgan	Largent	350	\$55.00

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

DISTRICT 6

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	BID PRICE (PER TON)
Brooke	Wellsburg	2500	\$41.42
Brooke	Weirton	2000	_\$41.15
Hancock	New Manchester	2000	\$41.77
Marshall	Glen Dale	3500	\$42.64
Marshall	Cameron Sub.	1500	\$43,77
Ohio	Triadelphia	2500	\$39.72
Tyler	Sistersville	1000	\$45.03
Tyler	Centerville Sub.	1000	\$43.70
Wetzel	New Martinsville	1900	\$42.93
Wetzel	Pine Grove Sub.	1000	\$49.49
Wetzel	Hundred Sub.	1200	\$49.67
I-70	Woodland (Triadelphia)	2700	\$41.60

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001) DISTRICT 7

,			
COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	BID PRICE (PER TON)
Barbour	Phillipi	2500	\$51.99
Barbour	Belington	1500	\$72.63
Braxton	Gassaway	1000	\$59.04
Braxton	Heaters	800	\$60.97
Gilmer	Glenville	1200	\$56.54
Lewis	Weston (Ben Dale)	1800	\$55.92
Upshur	Buckhannon (Clow Lot)	2300	\$62.81
Upshur	Tennerton	800	\$63.49
Upshur	APD-Buckhannon-Mudlick	800	\$62.81
Upshur	Kanawha Head	800	\$55.96
Webster	Cherry Falls	1000	\$60.76
Webster	Cowen	800	\$59.16
Webster	Hacker Valley	300	\$62.06
I-79 Section 5	Coon Knob	1400	\$59.60
I-79 Section 4	Burnsville	1200	\$58.93
I-79 Corridor H	Disforces-Weston-Mudlic	k 1200	\$55.43

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE (DOH CLASSIFICATION 011-010-000001) DISTRICT 8

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	BID PRICE (Per Ton)
Pendleton	Franklin	1000	\$77.31
Pendleton	Judy Gap	500	\$77.19
Pendleton	Brandywine	300	\$54.99
Pendleton	Onego	250	\$76.27
Pocahontas	Marlinton	800	\$55.41
Pocahontas	Seebert	700	\$55.37
Pocahontas	Green Bank	600	\$55.87
Pocahontas	Bartow (Thornwood)	500	\$54.44
Pocahontas	Slaty Fork	800	\$55.60
Randolph	Elkins	3500	\$75.41
Randolph	Harmon	1200	\$68.62
Randolph	Coalton	2000	\$51.90
Randolph	Valley Head	500	\$78.51
Randolph	Mill Creek	1500	\$60.96
Randolph	Pickens	350	\$69.49
Tucker	Parsons	1500	\$71.96
Tucker	Thomas	2000	\$72.22

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

DISTRICT 9

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	BID PRICE (PER TON)
		,	
Fayette	Oak Hill	2000	\$55.25
Fayette	Corridor L Oak Hill	1000	\$55.25
Fayette	Lookout	2000	\$57.05
Fayette	Glen Ferris	900	\$52.97
Greenbrier	Lewisburg	1200	\$55.91
Greenbrier	Crawley	2000	\$56.36
Monroe	Union	800	\$57.60
Monroe	Peterstown	400	\$57.03
Nicholas	Summersville	2000	\$54.52
Nicholas	Curtin	1200	\$59.52
Summers	Summers Co. HQ	2000	\$54.52
I-64	Harts Run	1200	\$55.42
APD 19	Muddlety	1800	\$57.20

Delivery: F.O.B. Division's Storage Site

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

DISTRICT 10

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	BID PRICE (PER TON)
McDowell	Havaco	1600	\$57.96
McDowell	Yukon	400	\$63.40
McDowell	Johnnycake Mt.	600	\$53.54
McDowell	Raysel	200	\$57.21
Mercer	Mercer Co. HQ	3800	\$58.66
Mercer	Flat Top	1200	\$57.20
Raleigh	Raleigh Co. HQ	3600	\$55.60
Raleigh	Bolt	1500	\$57.05
Wyoming	Pineville	3000	\$59.12
Wyoming	Still Run	2500	\$57.68
Wyoming	Hanover	600	\$54.34
I-77	Princeton	2200	\$57.89
I-64	Bragg	2800	\$55.44

BIDDING FOB VENDORS STORAGE LOT

11. Bidding F.O.B. Vendor's Storage Site

Location of Storage Site	Bid Price (\$/Ton) F.O.B Vendor's Storage Site (Note 1)
Ironton, OH	NO BID
Bellaire, OH	NO BID
W. Elizabeth, PA	NO BID
Baltimore, MD	NO BID
Roanoke, VA	NO BID
Weyers Cave, VA	NO BID

Note 1 : Bid price shall include cost of vendor Loading Division trucks.

AFFIDAVIT

West Virginia Code §5A-3-10a states:

No contract or renewal of any contract may be awarded by the state or any of its political subdivisions to any vendor or prospective vendor when the vendor or prospective vendor or a related party to the vendor or prospective vendor is a debtor and the debt owned is an amount greater than one thousand dollars in the aggregate.

DEFINITIONS:

"Debt" means any assessment, premium, penalty, fine, tax or other amount of money owed to the state or any of its political subdivisions because of a judgment, fine, permit violation, license assessment, defaulted workers' compensation premium, penalty or other assessment presently delinquent or due and required to be paid to the state or any of its political subdivisions, including any interest or additional penalties accrued thereon.

"Debtor" means any individual, corporation, partnership, association, limited liability company or any other form or business association owing a debt to the state or any of its political subdivisions.

"Political subdivision" means any county commission; municipality; county board of education; any instrumentality established by a county or municipality; any separate corporation or instrumentality established by one or more counties or municipalities, as permitted by law; or any public body charged by law with the performance of a government function or whose jurisdiction is coextensive with one or more counties or municipalities.

"Related party" means a party, whether an individual, corporation, partnership, association, limited liability company or any other form or business association or other entity whatsoever, related to any vendor by blood, marriage, ownership or contract through which the party has a relationship of ownership or other interest with the vendor so that the party will actually or by effect receive or control a portion of the benefit, profit or other consideration from performance of a vendor contract with the party receiving an amount that meets or exceed five percent of the total contract amount.

EXCEPTION:

The prohibition of this section does not apply where a vendor has contested any tax administered pursuant to chapter eleven of this code, workers' compensation premium, permit fee or environmental fee or assessment and the matter has not become final or where the vendor has entered into a payment plan or agreement and the vendor is not in default of any of the provisions of such plan or agreement.

LICENSING:

The vendor must be licensed in accordance with any and all state requirements to do business with the state of West Virginia.

CONFIDENTIALITY:

The vendor agrees that he or she will not disclose to anyone, directly or indirectly, any such personally identifiable information or other confidential information gained from the agency, unless the individual who is the subject of the information consents to the disclosure in writing or the disclosure is made pursuant to the agency's policies, procedures and rules. Vendors should visit www.state.wv.us/admin/purchase/privacy for the Notice of Agency Confidentiality Policies.

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

Vendor's Name: <u>Cargill_Inc-De</u>	icing Technology
Authorized Signature Mush to	Date: July 31, 2006

No Debt Affidavit Revised 02/08/06

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, That Cargill, Incorporated, a Corporation duly organized and existing under the laws of the State of Delaware, and having its Home Office in the City of Minneapolis, Minnesota, has made, constituted and appointed, and does by these presents, constitute and appoint:

Kimberly D. Bass	Adele A. Fernandez	Lisa Montonaro
Keith M. Belanger	Nadine Gilbert	Angele Peterson
Bethany A. Bocan	Raymond Greene	Stewart Petrick
Marjorie E. Bonner	Kenneth G. Howe	Sean M. Riley
David Bryden	Gail Hubbell	Christine M. Rupert
Stanley Carlin	Robin Kiewatt	Andrew Samson
Carol Chandler	Mary Kleiner	Opinder Sardana
Jeanne Donnelly	Phillip E. Knapp	Jennifer Tyminski
Ken Ellen	Denise A. Koch	Carold R. Ueland
Therese Fasano	Mildred Lindsey	Chet Womack
Dale Fehrenbach	Laureen Macko	Liliane Wong Keet
Jason Fenske	Kelley Mocho	

each its true and lawful Attorneys-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, seal, acknowledge and deliver bids, bid bonds, contracts, performance bonds, and such other documents as may be necessary or required in connection with the bid, sale or delivery of mineral rock salt, solar salt, salt chemical mixtures, evaporated salt, and/or road deicing salt, to any state, county, city, municipality, or corporate body with which the Company may do business and to bind the Corporation thereby as fully and to the same extent as if such documents were signed by an officer of Salt, sealed with the Corporate Seal of the Corporation and duly attested by its Assistant Corporate Secretary, hereby ratifying and confirming all the said Attorney(s)-in-Fact may do in the premises.

IN WITNESS WHEREOF, Cargill, Incorporated has caused these presents to be signed by its Vice President, Salt, and its Assistant Corporate Secretary, and its Corporate Seal to be hereunto affixed this 17th day of October, 2005

Cargill, Incorporated

William C. Bri

ıllıam C. Britt, Vice Presiden

leanne Y. Smith, Assistant Corporate Secretary

COUNTY OF CUYAHOGA

On _July 24, 2006__, before me, a Notary Public in and for said County and State, residing therein, duly commissioned and sworn, personally appeared

Therese Fasano known to me to Attorney-in-Fact of CARGILL, INCORPORATED, the Corporation described in and that executed the within and fore-going instrument, and known to me to be the person who executed the said instrument in behalf of the said corporation; and he duly acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year stated in the certificate above.

BETHANY A. BOCAN
Notary Public, State of Ohio
My Comm. Exp. 7-27-08

Notary Public



Technical Information

Bulk Ice Control Salt

DESCRIPTION:

Built ice Control Salt is a coarse screened, translucent to white crystalline solid obtained from a domal salt deposit in Louisiana by physical mining. The salt is exploited by drilling and blasting with explosives in a manner similar to that used in other types of mineral mining. The mined salt is then crushed, screened and hoisted to the surface where it is loaded directly into barges.

COMPLIANCE:

Bulk Ice Control Salt is not approved for human or animal consumption. It is intended for use only as a chemical deicer on roadways and thoroughfares. This salt complies fully with ASTM Specification D 632-99 Type I, Grade I.

ADDITIVES:

Bulk Ice Control Salt contains Yellow Prussiate of Soda, which is added to improve caking resistance.

APPLICATIONS:

Bulk Ice Control Salt is intended for use as an ice and snow removal agent on highways and other roadways.

PACKAGING AND SHIPPING:

Bulk Ice Control Salt is available only in bulk form. Bulk quantities are shipped by barge.

METHODS OF ANALYSIS:

Methods of analysis and product performance evaluation are taken from the ASTM designations D 632-99 and E 534-98.

CHEMICAL ANALYSIS:

Component	Units	Typical	Specification
Sodium Chloride (dry basis)1	%	98.9	95.0 min.
Calcium & Magnesium (as Ca)1	%	0.30	٠.
Sulfate (as SO₄)¹	%	0.74	-
Water insolubles ¹	%	0.07	2.0 max.
Surface Moisture ²	%	0.02	0.1 max.
Yellow Prussiate of Soda ³	ppm	50	100 max.

By difference of impurities before conditioning.

SIEVE ANALYSIS:

U.S.S. Mesh	Opening Inches	Opening Microns	Typical	Specification
1/2"	0,500	12500	100	100 min.
3/8"	0.375	9500	98	95 - 100
4	0.187	4750	79	20 - 90
8	0.0937	2360	42	10 - 60
30	0.0232	600	11	15 max.

Note: Sieve analysis is reported as percent passing.

BULK DENSITY:

Parameter	Typical	Specification
Pounds per Cubic Foot	74	70 - 78
Grams per Liter	1185	1120 - 1250

Note: Bulk density is reported as loose (uncompacted).

PRODUCING LOCATION: AVERY ISLAND, LA

No. 5701 Revised March 2004

Product Code N997

CARGILL SALT

P.O. Box 5621 Minneapolis, MN 55440 I-888 385-7258 NOTICE: All of the above statements, recommendations, suggestions and data are based on our laboratory results, and we believe same to be reliable. Nevertheless, with the exception of data showing an express guaranty (such as in the case of products specifically designed for use as nutrient supplements), all such statements, recommendations, suggestions and data hereinabove presented are made without guaranty, warranty or responsibility of any kind on our part.

²I 10°C for 2 hours before conditioning.

³Optional anticaking agent (sodium ferrocyanide decahydrate).



Material Safety Data Sheet

Note: This MSDS has been compiled as a response to customer requests. It is not required under current OSHA regulations.

CHEMICAL PRODUCT AND COMPANY INFORMATION 1.

Chemical Product Name

Chemical Family

Chemical Name **INCI** Name

INN Name

Formula Molecular Weight

Commercial Name

Sodium Chloride (Salt) Alkali Metal/Halide

Sodium Chloride

SODIUM CHLORIDE sodium chloride

NaCl 58.44

Ice Control Salt

Manufacturer

Cargill Salt P.O. Box 5621

Minneapolis, MN 55440

Emergency Telephone Numbers

CHEMTREC (800) 424-9300

COMPOSITION/INFORMATION ON INGREDIENTS 2.

Description

White crystalline solid

Ingredient Name

CAS Number

Sodium Chloride 7647-14-5

Sodium Ferrocyanide Decahydrate 13601-19-9

Concentration (%)

95.8 - 99.8 0.0050 - 0.0100

HAZARDS IDENTIFICATION 3.

EMERGENCY OVERVIEW

Exposure Limits

None for Salt (Sodium Chloride) - GRAS Substance (Generally Recognized As Safe).

Potential Health Effects

Route(s) Of Entry: Ingestion, skin/eye contact, inhalation.

Human Effects and Symptoms of Overexposure:

with effects similar to those via ingestion.

Acute Inhalation: Irritation of the respiratory tract.

Chronic Inhalation: No applicable information found for chronic system effects.

Acute Eye Contact: Irritation with burning and tearing (salt concentrations greater than the normal saline present).

Acute Skin Contact: Large amounts can cause irritation, and, if applied to damaged skin, absorption can occur

Chronic Skin Contact: No applicable information found for chronic system effects.

Chronic Eye Contact: No applicable information found for chronic systemic effects.

Acute Ingestion: Intake of large amounts has generally occurred for deliberate reasons: suicide, absorption, and to induce vomiting. The following effects were observed; nausea and vomiting, diarrhea, cramps, restlessness, irritability, dehydration, water retention, nose bleed, gastrointestinal tract damage, fever, sweating, sunken eyes, high blood pressure, muscle weakness, dry mouth and nose, shock, cerebral edema (fluid on brain), pulmonary edema (fluid in lungs), blood cell shrinkage, and brain damage (due to dehydration of brain cells). Death is generally due to cardiovascular collapse or CNS damage. Less than a few grams would not be harmful. For larger quantities, drink large amounts of water or milk.

Chronic Ingestion: No applicable information found for chronic systemic effects.

Carcinogenicity

NTP:

Not listed as carcinogen or mutagen.

IARC: OSHA:

Not listed as carcinogen or mutagen. Not listed as carcinogen or mutagen.

Medical Conditions Aggravated by Exposure: In some cases of confirmed hypertension, ingestion may result in elevated blood pressure.

4. FIRST AID MEASURES

First Aid for Eyes: For eye contact, flush with water immediately, lifting eyelids occasionally.

First Aid for Skin: Remove clothing from affected area. Wash skin thoroughly. Rinse carefully.

First Aid for Inhalation: If person breathes large quantities, remove to fresh air at once. If breathing stops, apply artificial respiration immediately.

First Aid for Ingestion: Less than a few grams would not be harmful. For larger quantities, drink large amounts of water or milk.

5. FIRE AND MEASURES

Flash Point: N/A

Extinguishing Media: N/A. This product is nonflammable.

Special Fire Fighting Procedures: N/A

6. ACCIDENTAL RELEASE MEASURES

Spill or Leak Procedures: Contain spills to prevent contamination of water supply or sanitary sewer system. Vacuum or sweep into containers for proper disposal.

7. HANDLING AND STORAGE

Storage Temperature (min./max.): Avoid humid or wet conditions as product will cake and become hard.

Special Sensitivity: Avoid contact with strong acids.

Handling and Storage Precautions: Becomes hygroscopic at 75% relative humidity.

8. EXPOSURE CONTROLS/PERSONAL PROTECTION

Eye Protection Requirements: Eyeglasses or goggles should be worn in dusty areas.

Skin Protection Requirements: Protective clothing may be worn in dusty areas, but is generally not required.

Respiratory/Ventilation Requirements: NIOSH/MSHA approved respirator for particulates.

Exposure Limits: Not listed.

9. PHYSICAL AND CHEMICAL PROPERTIES

Physical Form: White crystalline solid with slight halogen odor.

Color: White to opaque.

Odor: Halogen odor when heated.

Boiling Point (760mm Hg)(°C): 1465

Melting Point/Freezing Point (°C): 801

pH: 6.7 - 10.0

Solubility in Water (g/cc)(%): 26.4

Specific Gravity ($H_2O = 1$): 2.16

Bulk Density (lbs./ft³): 35-83

% Volatile by Weight: N/A

Vapor Pressure (mm Hg/747°C): 2.4

Vapor Density (Air=1): N/A

10. REACTIVITY

Stability: Stable

Incompatibilities: Avoid contact with strong acids. Becomes corrosive to metals when wet.

Decomposition Products: May evolve chlorine gas when in contact with strong acids.

11. TOXICOLOGICAL INFORMATION

Description: Not listed.

12. ECOLOGICAL INFORMATION

Ecotoxicity: Not listed.

Environmental Degradation: Not listed.

13. DISPOSAL CONSIDERATIONS

Waste Disposal Method: Follow applicable Federal, state, and local regulations.

14. TRANSPORTATION INFORMATION

D.O.T. Shipping Name: Not listed.

Technical Shipping Name: Not listed.

D.O.T. Hazard Class: Not listed.

U.N./N.A. Number: Not listed.

Product Rq (lbs.): N/A

D.O.T. Label: Not listed.

D.O.T. Placard: N/A

Freight Class Bulk: N/A

Freight Class Package: N/A

Product Label: N/A

15. REGULATORY INFORMATION

OSHA Status: Not listed.

TSCA Status: Listed as non-hazardous.

CERCLA Reportable Quantity SARA Title III

Section 302 Extremely Hazardous Substances: Not listed.

Section 311/312 Hazard Categories: Not an OSHA hazardous material.

Section 313 Toxic Chemicals: Not listed.

RCRA Status: Not listed.

EINECS Number: 231-598-3

ENCS Number: 1-236

ECL Serial Number: KE-31387

SWISS Number: G-2580

HMIS Rating: 100A

State Regulatory Information

Company Name/Cas Number N/A

Concentration

State Code

16. OTHER INFORMATION

Reason for Issue: Regulatory compliance.

Prepared By:

Steve Karl

Approved By:

Dave Merriweather

Title:

Technical Director

Approval Date: Supersedes Date: February 2005

Mana N......

March 2003

MSDS Number: NB2

Disclaimer: All statements, technical information and recommendations contained herein are, to the best of our knowledge, reliable and accurate; however, no warranty, either expressed or implied is made with respect thereto, nor will any liability be assumed for damages resultant from the use of the material described.

It is the responsibility of the user to comply with all applicable Federal, state and local laws and regulations. It is also the responsibility of the user to maintain a safe workplace. The user should consider the health hazards and safety information provided herein as a guide and should take the necessary steps to instruct employees, and to develop work practice procedures to ensure a safe work environment.

This information is not intended as a license to operate under, or a recommendation to practice or infringe upon any patent of this Company or others covering any process, composition of matter or use.