



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

# Request for Quotation

RFO NUMBER  
 667C0006

PAGE  
 1

ADDRESS CORRESPONDENCE TO ATTENTION OF:  
 JOHN JOHNSTON  
 304-558-2402

VENDOR

\*709033341      276-873-6816  
 E DILLON & COMPANY  
 PO BOX 160  
 SWORDS CREEK VA 24649

SHIP TO

DIVISION OF HIGHWAYS  
 VARIOUS LOCALES AS INDICATED  
 BY ORDER

| DATE PRINTED | TERMS OF SALE | SHIP VIA | F.O.B.    | FREIGHT TERMS |
|--------------|---------------|----------|-----------|---------------|
| 08/07/2006   | Net 30        | Truck    | As Listed | Net 30        |

BID OPENING DATE: 08/30/2006      BID OPENING TIME 01:30PM

| LINE   | QUANTITY | UOP | CAT. NO. | ITEM NUMBER | UNIT PRICE | AMOUNT |
|--|----------|-----|----------|-------------|------------|--------|
| 0001   | 1        | TN  |          | 770-06      |            |        |
| STONE AND AGGREGATE<br><br>OPEN END CONTRACT<br><br>TO FURNISH MATERIALS, EQUIPMENT, AND LABOR TO SUPPLY STONE AND AGGREGATE TO THE WEST VIRGINIA DIVISION OF HIGHWAYS, DISTRICTS ONE THROUGH TEN AT THE LOCATIONS AND UNDER THE CONDITIONS SPECIFIED HEREINAFTER.<br><br>NOTE: 1. VENDORS DO NOT NEED TO SEND IN BLANK PAGES, (IE. SITES YOU ARE NOT BIDDING ON.)<br>2. VENDORS SHOULD STAMP EACH PAGE AT THE TOP WITH COMPANY NAME AND NUMBER PAGES CHRONOLOGICALLY THAT YOU ARE SUBMITTING.<br>3. VENDORS SHOULD TYPE PRICES IF POSSIBLE.<br>4. NUMBER 12 - BIDDING SCHEDULE - VENDORS MAY MAKE DUPLICATES OF THESE PAGES IF QUOTING DIFFERENT STORAGE SITES.<br><br>SEE ATTACHED<br><br>EXHIBIT 3<br><br>LIFE OF CONTRACT: THIS CONTRACT BECOMES EFFECTIVE ON ..... AND EXTENDS FOR A PERIOD OF SIX (6) MONTHS OR UNTIL SUCH "REASONABLE TIME" THEREAFTER AS I NECESSARY TO OBTAIN A NEW CONTRACT OR RENEW THE ORIGINAL CONTRACT. THE "REASONABLE TIME" PERIOD SHALL NOT EXCEED TWELVE (12) MONTHS. DURING THIS "REASONABLE TIME" THE VENDOR MAY TERMINATE THIS CONTRACT FOR ANY REASON UPON GIVING THE DIRECTOR OF PURCHASING 30 DAYS WRITTEN NOTICE. |          |     |          |             |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|                                   |                             |                                   |
|-----------------------------------|-----------------------------|-----------------------------------|
| SIGNATURE<br><i>R. Dillon</i>     | TELEPHONE<br>(276) 873-6816 | DATE<br>8/22/06                   |
| TITLE<br>Manager, Aggregate Sales | FEIN<br>54-0261160          | ADDRESS CHANGES TO BE NOTED ABOVE |

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



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|                            |                         |                   |                     |                         |
|----------------------------|-------------------------|-------------------|---------------------|-------------------------|
| DATE PRINTED<br>08/07/2006 | TERMS OF SALE<br>Net 30 | SHIP VIA<br>Truck | F.O.B.<br>As Listed | FREIGHT TERMS<br>Net 30 |
|----------------------------|-------------------------|-------------------|---------------------|-------------------------|

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|--|----------|-----|----------|-------------|------------|--------|
| <p>UNLESS SPECIFIC PROVISIONS ARE STIPULATED ELSEWHERE IN THIS CONTRACT DOCUMENT, THE TERMS, CONDITIONS AND PRICING SET HEREIN ARE FIRM FOR THE LIFE OF THE CONTRACT.</p> <p>RENEWAL: THIS CONTRACT MAY BE RENEWED UPON THE MUTUAL WRITTEN CONSENT OF THE SPENDING UNIT AND VENDOR, SUBMITTED TO THE DIRECTOR OF PURCHASING THIRTY (30) DAYS PRIOR TO THE EXPIRATION DATE. SUCH RENEWAL SHALL BE IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE ORIGINAL CONTRACT AND SHALL BE LIMITED TO TWO (2) ONE (1) YEAR PERIODS.</p> <p>CANCELLATION: THE DIRECTOR OF PURCHASING RESERVES THE RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE COMMODITIES AND/OR SERVICES SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM TO THE SPECIFICATIONS OF THE BID AND CONTRACT HEREIN.</p> <p>OPEN MARKET CLAUSE: THE DIRECTOR OF PURCHASING MAY AUTHORIZE A SPENDING UNIT TO PURCHASE ON THE OPEN MARKET, WITHOUT THE FILING OF A REQUISITION OR COST ESTIMATE, ITEMS SPECIFIED ON THIS CONTRACT FOR IMMEDIATE DELIVERY IN EMERGENCIES DUE TO UNFORESEEN CAUSES (INCLUDING BUT NOT LIMITED TO DELAYS IN TRANSPORTATION OR AN UNANTICIPATED INCREASE IN THE VOLUME OF WORK.)</p> <p>QUANTITIES: QUANTITIES LISTED IN THE REQUISITION ARE APPROXIMATIONS ONLY, BASED ON ESTIMATES SUPPLIED BY THE STATE SPENDING UNIT. IT IS UNDERSTOOD AND AGREED THAT THE CONTRACT SHALL COVER THE QUANTITIES ACTUALLY ORDERED FOR DELIVERY DURING THE TERM OF THE CONTRACT, WHETHER MORE OR LESS THAN THE QUANTITIES SHOWN.</p> |          |     |          |             |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|                                   |                             |                                   |
|-----------------------------------|-----------------------------|-----------------------------------|
| SIGNATURE                         | TELEPHONE<br>(276) 873-6816 | DATE<br>8/22/06                   |
| TITLE<br>Manager, Aggregate Sales | FEIN<br>54-0261160          | ADDRESS CHANGES TO BE NOTED ABOVE |

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| ADDRESS CORRESPONDENCE TO ATTENTION OF: |
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|        |                              |
|--------|------------------------------|
| VENDOR | *709033341      276-873-6816 |
|        | E DILLON & COMPANY           |
|        | PO BOX 160                   |
|        | SWORDS CREEK VA 24649        |

|         |                                       |
|---------|---------------------------------------|
| SHIP TO | DIVISION OF HIGHWAYS                  |
|         | VARIOUS LOCALES AS INDICATED BY ORDER |

|              |               |          |           |               |
|--------------|---------------|----------|-----------|---------------|
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|--|----------|-----|----------|-------------|------------|--------|
| <p>ORDERING PROCEDURE: SPENDING UNIT(S) SHALL ISSUE A WRITTEN STATE CONTRACT ORDER (FORM NUMBER WV-39) TO THE VENDOR FOR COMMODITIES COVERED BY THIS CONTRACT. THE ORIGINAL COPY OF THE WV-39 SHALL BE MAILED TO THE VENDOR AS AUTHORIZATION FOR SHIPMENT, A SECOND COPY MAILED TO THE PURCHASING DIVISION, AND A THIRD COPY RETAINED BY THE SPENDING UNIT.</p> <p>BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THIS CONTRACT IS AUTOMATICALLY NULL AND VOID, AND IS TERMINATED WITHOUT FURTHER ORDER.</p> <p>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.</p> <p>REV. 04/11/2001</p> <p>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 CONDITION OF AWARD.</p> <p style="text-align: center;">VENDOR PREFERENCE CERTIFICATE</p> <p>CERTIFICATION AND APPLICATION* IS HEREBY MADE FOR PREFERENCE IN ACCORDANCE WITH WEST VIRGINIA CODE, 5A-3-37 (DOES NOT APPLY TO CONSTRUCTION CONTRACTS).</p> |          |     |          |             |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|           |                          |              |
|-----------|--------------------------|--------------|
| SIGNATURE | TELEPHONE (276) 873-6816 | DATE 8/22/06 |
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|                                |                 |                                   |
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| <p>A. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:</p> <p>( ) 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</p> <p>( ) BIDDER IS A PARTNERSHIP, ASSOCIATION OR CORPORATION RESIDENT VENDOR AND HAS MAINTAINED ITS HEAD-QUARTERS OR PRINCIPAL PLACE OF BUSINESS CONTINUOUSLY I 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</p> <p>( ) BIDDER IS A CORPORATION NONRESIDENT VENDOR WHICH HAS AN AFFILIATE OR SUBSIDIARY WHICH EMPLOYS A MINIMUM OF ONE HUNDRED STATE RESIDENTS AND WHICH HAS MAINTAINED ITS HEAQUARTERS OR PRINCIPAL PLACE OF BUSINESS WITHIN WEST VIRGINIA CONTINUOUSLY FOR THE FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION.</p> <p>B. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:</p> <p>( ) 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</p> |          |     |          |             |            |        |

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| <p>THE STATE CONTINUOUSLY FOR THE TWO YEARS IMMEDIATELY PRECEDING SUBMISSION OF THIS BID;<br/>           OR<br/>           ( ) 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 BIDDERS' 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.</p> <p>BIDDER UNDERSTANDS IF THE SECRETARY OF TAX &amp; 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) RESCIND THE CONTRACT OR PURCHASE ORDER ISSUED; 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.</p> <p>BY SUBMISSION OF THIS CERTIFICATE, BIDDER AGREES TO DISCLOSE ANY REASONABLY REQUESTED INFORMATION TO THE PURCHASING DIVISION AND AUTHORIZES THE DEPARTMENT OF TAX AND 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.</p> |          |     |         |             |            |        |

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|--|----------|-----|----------|-------------|------------|--------|
| 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 PURCHASIN DIVISION IN WRITING IMMEDIATELY.<br><br>BIDDER: E. Dillon & Company<br><br>DATE: 8-23-06<br><br>SIGNED: <i>[Signature]</i><br><br>TITLE: Manager, Aggregate Sales<br><br>* CHECK ANY COMBINATION OF PREFERENCE CONSIDERATION(S) IN EITHER "A" OR "B", OR BOTH "A" AND "B" WHICH YOU ARE ENTITLED TO RECEIVE. YOU MAY REQUEST UP TO THE MAXIMUM 5% PREFERENCE FOR BOTH "A" AND "B". (REV. 12/00)<br><br>NOTICE<br><br>A SIGNED BID MUST BE SUBMITTED TO:<br><br>DEPARTMENT OF ADMINISTRATION<br>PURCHASING DIVISION<br>BUILDING 15<br>2019 WASHINGTON STREET, EAST<br>CHARLESTON, WV 25305-0130 |          |     |          |             |            |        |

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- 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. (Total quantity invoiced shall be scale weights (supported by weigh tickets) adjusted in accordance with Section 9, Note 2.)

**NOTE:** Under no circumstances will the West Virginia Division of Highways accept, or pay for, quantities of material in excess of the quantity stated on the State Contract Purchase Order.

**12. BIDDING SCHEDULE**

**12.1 Bidding F.O.B. Vendor's Storage Site**

- a) **SOURCE OF MATERIAL** (State 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)

Dolomite Limestone Quarry

---

Swords Creek, Virginia

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

State Route 67

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Swords Creek, Virginia

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| Contract Item | Description of Aggregate | Bid Price Per Ton<br>F.O.B. Vendor's Storage Site |                          |               |
|---------------|--------------------------|---|--------------------------|---------------|
|               |                          | LIMESTONE<br>SANDSTONE,<br>GRAVEL, SAND           | BLAST<br>FURNACE<br>SLAG | STEEL<br>SLAG |
| A             | Class 1 Aggregate        | 7.20  |                          |               |
| B             | Class 2 Aggregate        | 7.20  |                          |               |
| C             | AASHTO #1 Aggregate      | 7.90  |                          |               |
| D             | AASHTO #3 Aggregate      | 7.90  |                          |               |
| E             | AASHTO #4 Aggregate      | 7.90  |                          |               |
| F             | AASHTO #467 Aggregate    | 7.90  |                          |               |
| G             | AASHTO #57 Aggregate     | 7.90  |                          |               |
| H             | AASHTO #67 Aggregate     | 7.90  |                          |               |
| I             | AASHTO #7 Aggregate      | 10.10   |                          |               |
| J             | AASHTO #8 Aggregate      | 10.10   |                          |               |
| K             | AASHTO #9 Aggregate      | 9.00  |                          |               |



**BIDDING SCHEDULE (Continued)**

**12.1 Bidding F.O.B. Vendor's Storage Site (Continued)**

|   |                    |              |       |       |
|---|--------------------|--------------|-------|-------|
| L | Stone for Gabions  | <u>8.10</u>  | _____ | _____ |
| M | Fine Aggregate     | <u>6.70</u>  | _____ | _____ |
| N | Standard Abrasives | <u>7.90</u>  | _____ | _____ |
| O | Modified Abrasives | <u>7.90</u>  | _____ | _____ |
| P | Riprap             | <u>7.20</u>  | _____ | _____ |
| Q | Shot Rock          | <u>7.20</u>  | _____ | _____ |
| R | AASHTO #8 Modified | <u>10.10</u> | _____ | _____ |
| S | AASHTO #9 Modified | <u>10.10</u> | _____ | _____ |
| T | Pea Gravel         | <u>10.10</u> | _____ | _____ |

U Haul by Vendor (Except Items Q and P):  
 @ 1.00 \$ for First Ton-Mile  
 @ .17 \$ for Each Additional Ton Mile

V Haul by Vendor (Items Q and/or P):  
 @ 3.00 \$ for First Ton-Mile  
 @ .17 \$ for Each Additional Ton-Mile



12. BIDDING SCHEDULE

DISTRICT TWO

12.2 Bidding F.O.B. Division's Storage Site (Continued)

| Contract Item                        | Description of Aggregate | Estimated Quantity (TONS) | Location of DOH Storage Site |
|--------------------------------------|--------------------------|---------------------------|------------------------------|
| <u>CORRIDOR G &amp; LOGAN COUNTY</u> |                          |                           |                              |
| A                                    | Class 1                  | 2000                      | Chapmanville                 |
| B                                    | Class 2                  | 500                       | Chapmanville                 |
| D                                    | No. 3                    | 500                       | Chapmanville                 |
| J                                    | No. 8                    | 1500                      | Chapmanville                 |
| L                                    | Gabion Stone             | 1000                      | Chapmanville                 |
| N                                    | Standard Abr.            | 1000                      | Chapmanville                 |
| O                                    | Modified Abr.            | 500                       | Chapmanville                 |
| Q                                    | Shot Rock                | 1000                      | Chapmanville                 |

Bid Price (\$/Ton) F.O.B. DOH Storage Site

| LIMESTONE SANDSTONE GRAVEL, SAND | BLAST FURNACE SLAG | STEEL SLAG |
|----------------------------------|--------------------|------------|
|                                  |                    |            |
|                                  |                    |            |
|                                  |                    |            |
|                                  |                    |            |
|                                  |                    |            |
|                                  |                    |            |
|                                  |                    |            |
|                                  |                    |            |
|                                  |                    |            |
|                                  |                    |            |

MINGO COUNTY

|   |               |      |              |
|---|---------------|------|--------------|
| A | Class 1       | 5000 | Miller Creek |
| B | Class 2       | 5000 | Miller Creek |
| C | No. 1         | 500  | Miller Creek |
| D | No. 3         | 1000 | Miller Creek |
| G | No. 57        | 1000 | Miller Creek |
| J | No. 8         | 1500 | Miller Creek |
| L | Gabion Stone  | 800  | Miller Creek |
| N | Standard Abr. | 2000 | Miller Creek |
| O | Modified Abr. | 500  | Miller Creek |
| Q | Shot Rock     | 1000 | Miller Creek |

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MINGO COUNTY

|   |               |      |         |
|---|---------------|------|---------|
| A | Class 1       | 1000 | Gilbert |
| B | Class 2       | 3000 | Gilbert |
| C | No. 1         | 1000 | Gilbert |
| D | No. 3         | 500  | Gilbert |
| G | No. 57        | 500  | Gilbert |
| J | No. 8         | 500  | Gilbert |
| L | Gabion Stone  | 1000 | Gilbert |
| N | Standard Abr. | 200  | Gilbert |
| O | Modified Abr. | 200  | Gilbert |
| Q | Shot Rock     | 500  | Gilbert |

|       |  |  |
|-------|--|--|
| 18.60 |  |  |
| 19.60 |  |  |
| 19.60 |  |  |
| 19.60 |  |  |
| 19.60 |  |  |
| 19.60 |  |  |
| 20.60 |  |  |
| 19.60 |  |  |
| 21.60 |  |  |
| 21.60 |  |  |
| 21.60 |  |  |

12. BIDDING SCHEDULE

DISTRICT TEN

12.2 Bidding F.O.B. Division's Storage Site

| Contract Item | Description of Aggregate | Estimated Quantity (TONS) | Location of DOH Storage Site |
|---------------|--------------------------|---------------------------|------------------------------|
|---------------|--------------------------|---------------------------|------------------------------|

Bid Price (\$/Ton) F.O.B. DOH Storage Site

MCDOWELL COUNTY

|   |               |       |        |
|---|---------------|-------|--------|
| A | Class 1       | 10000 | Havaco |
| F | No. 467       | 3000  | Havaco |
| G | No. 57        | 1000  | Havaco |
| L | Gabion Stone  | 1500  | Havaco |
| O | Modified Abr. | 5000  | Havaco |
| Q | Shot Rock     | 1500  | Havaco |

| LIMESTONE SANDSTONE GRAVEL, SAND | BLAST FURNACE SLAG | STEEL SLAG |
|----------------------------------|--------------------|------------|
| 18.25                            |                    |            |
| 18.60                            |                    |            |
| 18.60                            |                    |            |
| 19.10                            |                    |            |
| 20.60                            |                    |            |
| 20.60                            |                    |            |

MCDOWELL COUNTY

|   |               |      |        |
|---|---------------|------|--------|
| A | Class 1       | 5000 | Raysal |
| F | No. 467       | 2000 | Raysal |
| G | No. 57        | 1000 | Raysal |
| J | No. 8         | 500  | Raysal |
| L | Gabion Stone  | 1000 | Raysal |
| N | Modified Abr. | 2000 | Raysal |
| Q | Shot Rock     | 1000 | Raysal |

|       |  |  |
|-------|--|--|
| 14.71 |  |  |
| 15.21 |  |  |
| 15.26 |  |  |
| 17.16 |  |  |
| 15.46 |  |  |
| 16.91 |  |  |
| 16.91 |  |  |

MCDOWELL COUNTY

|   |               |      |       |
|---|---------------|------|-------|
| A | Class 1       | 3000 | Yukon |
| F | No. 467       | 1000 | Yukon |
| G | No. 57        | 1000 | Yukon |
| L | Gabion Stone  | 600  | Yukon |
| O | Modified Abr. | 2000 | Yukon |
| Q | Shot Rock     | 800  | Yukon |

|       |  |  |
|-------|--|--|
| 14.91 |  |  |
| 15.16 |  |  |
| 15.21 |  |  |
| 15.41 |  |  |
| 16.91 |  |  |
| 16.91 |  |  |

MCDOWELL COUNTY

|   |               |      |                 |
|---|---------------|------|-----------------|
| A | Class 1       | 3000 | Johnnycake Mtn. |
| F | No. 467       | 1000 | Johnnycake Mtn. |
| L | Gabion Stone  | 500  | Johnnycake Mtn. |
| O | Modified Abr. | 2000 | Johnnycake Mtn. |
| Q | Shot Rock     | 800  | Johnnycake Mtn. |

|       |  |  |
|-------|--|--|
| 17.20 |  |  |
| 16.85 |  |  |
| 17.85 |  |  |
| 19.45 |  |  |
| 19.20 |  |  |

12. BIDDING SCHEDULE

DISTRICT TEN

12.2 Bidding F.O.B. Division's Storage Site (Continued)

| Contract Item | Description of Aggregate | Estimated Quantity (TONS) | Location of DOH Storage Site |
|---------------|--------------------------|---------------------------|------------------------------|
|---------------|--------------------------|---------------------------|------------------------------|

Bid Price (\$/Ton) F.O.B. DOH Storage Site

WYOMING COUNTY

|   |              |      |           |
|---|--------------|------|-----------|
| A | Class 1      | 5000 | Still Run |
| D | No. 3        | 3000 | Still Run |
| G | No. 57       | 2500 | Still Run |
| K | No. 9        | 2000 | Still Run |
| L | Gabion Stone | 3000 | Still Run |

| LIMESTONE SANDSTONE GRAVEL, SAND | BLAST FURNACE SLAG | STEEL SLAG |
|----------------------------------|--------------------|------------|
|                                  |                    |            |
|                                  |                    |            |
|                                  |                    |            |
|                                  |                    |            |
|                                  |                    |            |

WYOMING COUNTY

|   |         |      |         |
|---|---------|------|---------|
| A | Class 1 | 3000 | Hanover |
| K | No. 9   | 2000 | Hanover |

|       |  |  |
|-------|--|--|
| 17.20 |  |  |
| 19.45 |  |  |

WYOMING COUNTY

|   |         |      |                   |
|---|---------|------|-------------------|
| A | Class 1 | 400  | Pineville - WV 97 |
| K | No. 9   | 2000 | Pineville - WV 97 |
| G | No. 57  | 2500 | Pineville - WV 97 |

|       |  |  |
|-------|--|--|
| 18.35 |  |  |
| 20.60 |  |  |
| 18.60 |  |  |

WYOMING COUNTY

|   |         |      |              |
|---|---------|------|--------------|
| A | Class 1 | 2000 | Baileysville |
| D | No. 3   | 1000 | Baileysville |

|       |  |  |
|-------|--|--|
| 18.35 |  |  |
| 18.85 |  |  |

# 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 exceeds 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](http://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: \_\_\_\_\_

Authorized Signature:  Date: 8-23-06