



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

Request for Quotation

RFQ NUMBER
667C0013

PAGE
1

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

VENDOR

*709022308 614-486-8994
 NOXIOUS VEGETATION CONTROL INC
 PO BOX 21757
 COLUMBUS OH 43221-0757

SHIP TO

DIVISION OF HIGHWAYS
 VARIOUS LOCALES AS INDICATED
 BY ORDER

DATE PRINTED 11/27/2006	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
BID OPENING DATE: 02/28/2007		BID OPENING TIME 01:30PM		

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	LS		675-85		
HERBICIDES OPEN END CONTRACT TO FURNISH THE MATERIAL NECESSARY TO PROVIDE THE WEST VIRGINIA DIVISION OF HIGHWAYS REQUIREMENTS FOR HERBICIDES TO BE USED IN ALL TEN DISTRICTS. A MANDATORY PRE-BID CONFERENCE WILL BE HELD AT MOUNTAINEER PARK IN CHESTER, WV AT 1:00PM ON FEBRUARY 15, 2007. FAILURE TO ATTEND THE PRE-BID CONFERENCE WILL RESULT IN BID DISQUALIFICATION. MOUNTAINEER PARK ROUTE 2 POST OFFICE BOX 358 CHESTER, WV 26034 PHONE# 800-804-0468 IMPORTANT NOTE: PLEASE COMPLY WITH ITEM 10 TRAINING AND TECHNICAL ASSISTANCE AND ITEM 11 LIST OF APPROVED HERBICIDES. SEE ATTACHED EXHIBIT 3 LIFE OF CONTRACT: THIS CONTRACT BECOMES EFFECTIVE ON AND EXTENDS FOR A PERIOD OF ONE (1) YEAR OR UNTIL SUCH "REASONABLE TIME" THEREAFTER AS IS NECESSARY TO OBTAIN A NEW CONTRACT OR RENEW THE ORIGINAL CONTRACT. THE "REASONABLE TIME" PERIOD SHALL						

RECEIVED

2007 MAR 13 A 11:20
 PURCHASING DIVISION
 STATE OF WV

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE: *[Signature]* TELEPHONE: **614-989-3961** DATE: **2/23/07**

TITLE: **Area Manager** FEIN: **314444304** ADDRESS CHANGES TO BE NOTED ABOVE

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



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<p>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.</p> <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</p>						

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<p>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> <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 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> <p>A. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:</p> <p>() BIDDER IS AN INDIVIDUAL RESIDENT VENDOR AND</p>						

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<p>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 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</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 HEADQUARTERS 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 THE STATE CONTINUOUSLY FOR THE TWO YEARS IMMEDIATELY PRECEDING SUBMISSION OF THIS BID;</p> <p>OR</p> <p>() BIDDER IS A NONRESIDENT VENDOR EMPLOYING A MINIMUM OF ONE HUNDRED STATE RESIDENTS OR IS A</p>						

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<p>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 & 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> <p>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</p>						

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<p>TERM OF THE CONTRACT, BIDDER WILL NOTIFY THE PURCHASING DIVISION IN WRITING IMMEDIATELY.</p> <p>BIDDER: NOXIOUS VEGETATION CONTROL, INC.</p> <p>DATE: FEB. 23, 2007</p> <p>SIGNED: <i>[Signature]</i></p> <p>TITLE: AREA MANAGER</p> <p>* 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)</p> <p>NOTICE</p> <p>A SIGNED BID MUST BE SUBMITTED TO:</p> <p>DEPARTMENT OF ADMINISTRATION PURCHASING DIVISION BUILDING 15 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305-0130</p> <p>THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED:</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
<i>[Signature]</i>		2/23/07
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
Area Manager	314444304	

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SEALED BID						
BUYER: 33						
RFQ. NO.:				667C0013		
BID OPENING DATE AND TIME:						
PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:						
----- 614-486-7531 -----						
CONTACT PERSON (PLEASE PRINT CLEARLY):						
----- JASON TOOTHMAN -----						
***** THIS IS THE END OF RFQ 667C0013 ***** TOTAL:						_____

SEE REVERSE SIDE FOR TERMS AND CONDITIONS		
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SPECIFICATIONS

The following sections of the West Virginia Department of Transportation, Division of Highways Standard Specification Roads and Bridges, adopted 2000, as modified by the current Supplemental Specifications shall apply to the administration of this Contract: 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 terms "Contractor" and "Vendor" used in the above specifications or 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 and the current Supplemental Specifications may be obtained from:

Office of the Director of Contract Administration Division
Room A-729
West Virginia Division of Highways
State Capitol Complex, Building 5
Charleston, West Virginia 25305

Herbicide furnished under this contract shall conform to the physical and chemical properties set out in the EPA Registration of the product provided by the Vendor.

2. BIDDING INSTRUCTIONS

Vendors may quote on any or all of the chemical products listed herein.

It is the intent to award a Statewide Contract for each chemical product listed herein. The contract will be awarded to the lowest compliant bidder for each item. The award for each item will be based on the bid price per gallon, pound or ounce and not the lot or container amount.

The vendor shall list the trade name and EPA Registration Number, where applicable, on the Bidding Schedule for each chemical product bid. Failure to list this information may result in the disqualification of the vendor's bid on that product.

Vendors shall not qualify bids. Any qualification of bids or any modification of the specifications or conditions governing the bids may be cause to reject bids.

The successful vendor shall furnish two product labels, for each product awarded, to the West Virginia Division of Highways. The labels shall provide pertinent information regarding product storage and handling or this information shall otherwise be provided with each shipment.

Equivalency where requested as, chemical name or equivalent, shall mean equal and not necessarily identical. Prior to award of low bid the Division of Highways may require samples for evaluation to determine equivalency when applicable. Product specifications and technical information should be submitted with bid and may also be used to determine equivalency. The final determination of equivalency will be made by the Division of Highways and award will be based upon the item providing the intended service or result and unit price.

3. CONTRACT AWARD

Qualified vendors who submit a valid low bid will be awarded a contract for those items for which their bid is low.

The State of West Virginia reserves the right to make multiple awards on this contract when it is in the best interest of the State to do so.

4. ACCEPTANCE PLAN

With each delivery of herbicide products to the Division, the vendor shall certify that the products so delivered do conform to the properties described in the EPA Registration.

Material failing to comply with the quality requirement will not be accepted.

5. TESTING PROCEDURES

Upon award of contract, the successful vendor shall supply the Division of Highways, Materials Control, Soil and Testing Division, 312 Michigan Avenue, Charleston, West Virginia 25311, the proper testing procedures to determine the presence and concentration of the Herbicide in flowing water.

6. BID QUANTITIES

Vendor should base quotation on estimated herbicide use as follows:

DOH-1H	4,000 gallons
DOH-2H	4,000 gallons
DOH-3H	100 pounds
DOH-4H	250 gallons
DOH-5H	150 gallons
DOH-6H	100 gallons
DOH-7H	250 gallons
DOH-8H	100 gallons
DOH-9H	2500 pounds
DOH-10H	100 gallons
DOH-11H	25 gallons
DOH-12H	250 gallons
DOH-13H	250 gallons
DOH-14H	50 pounds
DOH-15H	100 cases
DOH-16H	10 pounds
DOH-17H	100 gallons
DOH-18H	100 pounds
DOH-19H	50 gallons
DOH-20H	50 gallons
DOH-21H	100 gallons
DOH-22H	100 gallons
DOH-23H	200 gallons
DOH-24H	50 pounds
DOH-25H	100 pounds

DOH-26H	16 gallons
DOH-27H	16 gallons
DOH-28H	50 pounds
DOH-29H	400 ounces
DOH-30H	100 gallons

Vendors are cautioned that the above quantities are estimates only. Actual orders will be for the required needs of the Division of Highways.

7. DELIVERY

Materials under this contract are to be shipped prepaid F.O.B. delivery to West Virginia Division of Highways District Storerooms as follows:

District One	Charleston
District Two	Huntington
District Three	Parkersburg
District Four	Clarksburg
District Five	Burlington
District Six	Moundsville
District Seven	Weston
District Eight	Elkins
District Nine	Lewisburg
District Ten	Princeton

Materials should be shipped to the location and in the quantity specified in State Contract Purchase Orders (SCOs) within 20 days after the SCO is issued by the Division of Highways.

8. VENDOR'S INVOICES

Vendor's invoices must be submitted in original and four copies and contain the following:

- a. Division of Highways State Contract Order (SCO) Numbers, and this Contract Number.
- b. Total quantity and unit price with the total cost of each type of material furnished.

Note: Under no circumstance 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.

9. RESTRICTED AND NON-RESTRICTED HERBICIDES

Herbicide products which have been declared RESTRICTED in their use by the Environmental Protection Agency (EPA) must be applied under the supervision of a licensed herbicide applicator. The Department reserves the right to disallow the use of RESTRICTED herbicides when non-restricted herbicides are available to achieve the same objective.

10. TRAINING AND TECHNICAL ASSISTANCE

In order to bid on and be awarded items on this contract the vendor must have a competent representative available to provide training and technical assistance as required or upon request by WVDOH personnel, including but not limited to, the annual West Virginia Division of Highways Vegetation Management Seminar and attend the mandatory prebid meeting at the end of the seminar. Each bidder should submit name and telephone number of representative with bid. The representative shall have a valid Category 7 certification in West Virginia and the company shall have a valid Category 12 certification in West Virginia. Copies of these certifications should be submitted with the bid.

Failure to comply will result in awarding that vendors items to the next lowest compliant bidder.

<u>NAME OF REPRESENTATIVE</u>	<u>PHONE NUMBER</u>	<u>ADDRESS</u>
ROBERT JASON TOOTHMAN	614-989-3961	PO BOX 21757 COLUMBUS, OH 43221

11. LIST OF APPROVED HERBICIDES

The Product Trade Name shown is the approved herbicide to be bid. No substitutes will be accepted.

12. ADJUVANTS, SAFETY EQUIPMENT AND MISCELLANEOUS

Unless a Product Trade Name is requested these items will be awarded based on the lowest unit price bid for acceptable performance. Lowest unit price bid will be determined by comparing minimum label recommendations per 100 gallons of spray solution and unit price. Acceptable performance will be determined by District personnel assessment of desired results and may include, but is not limited to, field test evaluations.

13. MANDATORY PRE-BID

There will be a mandatory pre-bid conference at Mountaineer Park on February 15, 2007 at 1:00.

14. BIDDING SCHEDULE

Vendors please type prices

HERBICIDES

Percent Concentration/
Pounds Per Gallon
of Active Ingredients

CHEMICAL FORMULATION

DOH-1H WATER SOLUBLE EMULSIFIABLE CONCENTRATE CONTAINING:
Ammonium Salt of Fosamine with Surfactant 4 lbs/gallon

Product Trade Name Krenite S

EPA Registration Number _____

Supplied in 2 1/2 gallon containers in lots of 5 gallons.

A) @ \$ _____ per gallon (i.e. \$ _____ per lot)

Supplied in 15 gallon returnable/refillable containers.

B) @ \$ _____ per gallon (i.e. \$ _____ per lot)

DOH-2H WATER SOLUBLE EMULSIFIABLE CONCENTRATE CONTAINING:
Isopropylamine Salt of Glyphosate 50.2%
Phosphate Ester Surfactant

Product Trade Name Roundup Pro Concentrate

EPA Registration Number _____

Supplied in 30 gallon plastic returnable drums.

A) @ \$ _____ per gallon (i.e. \$ _____ per drum)

Supplied in 2.5 gallon containers in lots of 5 gallons.

B) @ \$ _____ per gallon (i.e. \$ _____ per lot)

Supplied in 15 gallon returnable/refillable containers.

C) @ \$ _____ per gallon (i.e. \$ _____ per lot)

Supplied in 150 gallon returnable/refillable shuttle.

D) @ \$ _____ per gallon (i.e. \$ _____ per shuttle)

14. BIDDING SCHEDULE CONT

DOH-3H WATER SOLUBLE DISPERSIBLE GRANULE CONTAINING:
Sulfometuron Methyl 75%

Product Trade Name Oust XP

EPA Registration Number _____

Supplied in 3 pound containers in lots of 24 pounds.

- A) @ \$ _____ per pound (i.e. \$ _____ per lot)
- B) Supplied in 3 pound jug
- @ \$ _____ per pound (i.e. \$ _____ per jug)

DOH-4H WATER SOLUBLE AQUEOUS SUSPENSION CONTAINING:
Oryzalin 4 lbs/gallon

Product Trade Name Qryzalin 4 Pro

EPA Registration Number _____

Supplied in 2.5 gallon containers in lots of 5 gallons.

- A) @ \$ _____ per gallon (i.e. \$ _____ per lot)

DOH-5H AQUEOUS SOLUTION CONTAINING:
Imazapyr 2 lbs/gallon

Product Trade Name Arsenal

EPA Registration Number _____

Supplied in 1 quart containers in lots of 4 quarts

- A) @ \$ _____ per quart (i.e. \$ _____ per lot)
- Supplied in 2.5 gallon containers in lots of 5 gallons
- B) @ \$ _____ per gallon (i.e. \$ _____ per lot)
- Supplied in 15 gallon drums
- C) @ \$ _____ per gallon (i.e. \$ _____ per drum)

14. BIDDING SCHEDULE CONT

DOH-6H AQUEOUS CARRIER CONTAINING: 3.8 lbs/gallon
Pendimethalin

Product Trade Name Pendulum Aquacap

EPA Registration Number _____

Supplied in 2.5 gallon container in lots of 5 gallons

A) @ \$ _____ per gallon (i.e. \$ _____ per lot)

DOH-7H WATER SOLUBLE CONCENTRATE CONTAINING: 3 lbs/gallon
Triclopyr

Product Trade Name Garlon 3A

EPA Registration Number 62719-00037

Supplied in 2.5 gallon containers in lots of 5 gallons

A) @ \$ 63.98 per gallon (i.e. \$ 319.90 per lot)

Supplied in 30 gallon containers

B) @ \$ 63.98 per gallon (i.e. \$ 1919.40 per container)

Supplied in 15 gallon returnable/refillable containers
in pallets of 9 containers

C) @ \$ _____ per gallon (i.e. \$ _____ per pallet)

DOH-8H WATER SOLUBLE CONCENTRATE CONTAINING: 4 lbs/gallon
Triclopyr

Product Trade Name Garlon 4 ULTRA

EPA Registration Number 62719-527

Supplied in 2.5 gallon containers in lots of 5 gallons

A) @ \$ 88.60 per gallon (i.e. \$ 443.00 per lot)

Supplied in 30 gallon containers

B) @ \$ _____ per gallon (i.e. \$ _____ per container)

14. BIDDING SCHEDULE CONT

Supplied in 15 gallon returnable/refillable containers
in pallets of 9 containers

C) @ \$ _____ per gallon (i.e. \$ _____ per pallet)

DOH-9H A WATER SOLUBLE DISPERSIBLE GRANULE CONTAINING: 80 0%
Diuron

Product Trade Name Karmex XP

EPA Registration Number _____

Supplied in 5 pound bags in lots of 10 bags

A) @ \$ _____ per pound (i.e. \$ _____ per lot)

Supplied in 25 pound bags

B) @ \$ _____ per pound (i.e. \$ _____ per bag)

DOH-10H WATER SOLUBLE LIQUID CONTAINING: 3.8 lbs/gallon
Dimethylamine Salt of 2, 4-D acid

Product Trade Name DM A4

EPA Registration Number _____

Supplied in 2.5 gallon containers in lots of 5 gallons

A) @ \$ _____ per gallon (i.e. \$ _____ per lot)

Supplied in 30 gallon drums

B) @ \$ _____ per gallon (i.e. \$ _____ per drum)

C) Supplied in 15 gallon returnable/refillable containers in pallets of 9 containers

@ \$ _____ per gallon (i.e. \$ _____ per lot)

DOH-11H WATER SOLUBLE LIQUID CONTAINING: 21.45%
Diethanolamine Salt of Mefluidide 4.09%
Ammonium Salt of Imazethapyr 0.15%
Ammonium Salt of Imazapyr

Product Trade Name Stronghold

14. BIDDING SCHEDULE CONT

EPA Registration Number _____

Supplied in 1 gallon containers in lots of 4 gallons

A) @ \$ _____ per gallon (i.e. \$ _____ per lot)

DOH-12H WATER SOLUBLE LIQUID CONTAINING:
Ammonium Salt of Imazapic

23.6%

Product Trade Name Plateau

EPA Registration Number _____

Supplied in 1 gallon containers in lots of 2 gallons

A) @ \$ _____ per gallon (i.e. \$ _____ per lot)

Supplied in 2.5 gallon containers in lots of 5 gallons

B) @ \$ _____ per gallon (i.e. \$ _____ per lot)

Supplied in 1.44 oz packets 14 packets per lot

C) @ \$ _____ per packet (i.e. \$ _____ per lot)

Supplied in 1 qt containers 4 qts per lot

D) @ \$ _____ per qt (i.e. \$ _____ per lot)

E) Supplied in 15 gallon containers

@ \$ _____ per gallon (i.e. \$ _____ per lot)

DOH-13H A DISPERSIBLE LIQUID CONTAINING:
Hexazinone

2 lbs/gallon

Product Trade Name Velpar L

EPA Registration Number _____

Supplied in 2 1/2 gallon containers in lots of 5 gallons

A) @ \$ _____ per gallon (i.e. \$ _____ per container)

14. BIDDING SCHEDULE CONT

DOH-14H A DISPERSIBLE GRANULE CONTAINING: 60%
Metsulfuron Methyl

Product Trade Name Escort XP

EPA Registration Number _____

Supplied in 16 oz. containers in lots of 8 lbs. (8-16 oz. ctrs.)

A) @ \$ _____ per oz. (i.e. \$ _____ per lot)

Supplied in 16 oz. jug

B) @ \$ _____ per oz (i.e. \$ _____ per jug)

C) Supplied in 64 oz Jug returnable/refillable

@ \$ _____ per oz (i.e. \$ _____ per jug)

DOH-15H WATER SOLUBLE GRANULE HERBICIDE CONTAINING: 71.4%
Ammonium Salt of Glyphosate

Product Trade Name Roundup Pro dry

EPA Registration Name _____

A) Supplied in 23.25 lb. box

@ \$ _____ 23.25 lb. box (i.e. \$ _____ per lb.)

DOH-16H A DISPERSIBLE GRANULE CONTAINING: 75%
Chlorsulfuron

Product Trade Name Telar

EPA Registration Number _____

Supplied in 8 x 16 ounce containers to a case

A) @ \$ _____ per ounce (i.e. \$ _____ per container)

14. BIDDING SCHEDULE CONT

- DOH-17H A LIQUID SOLUTION CONTAINING: 32.48%
- Isooctylester of 2,4-Dichlorophenoxyacetic Acid
- Butoxyethanolester of 2-(2,4-Dichlorophenoxy) 30.66%
- Propionic Acid
- Dicamba (3,6-Dichloro-o-anisic Acid) 5.38%
- Product Trade Name BK-800
- EPA Registration Number _____
- Supplied in 2.5 gallon containers in lots of 5 gallons
- A) @ \$ _____ per gallon (i.e. \$ _____ per lot)
- Supplied in 30 gallon drums
- B) @ \$ _____ per gallon (i.e. \$ _____ per drum)
-
- DOH-18H A WETTABLE POWDER CONTAINING: 80%
- Tebuthiuron
- Product Trade Name Spike 80 DF
- EPA Registration Number _____
- Supplied in 4 pound bags in lots of 24 pounds
- A) @ \$ _____ per pound (i.e. \$ _____ per lot)
- Supplied in 25 pound bags
- B) @ \$ _____ per pound (i.e. \$ _____ per lot)
-
- DOH-19H A WATER SOLUBLE EMULSIFIABLE CONCENTRATE CONTAINING: 3 lbs/gallon
- Clopyralid
- Product Trade Name Transline
- EPA Registration Number _____
- Supplied in 2.5 gallon containers in lots of 5 gallons
- A) @ \$ _____ per gallon (i.e. \$ _____ per lot)
- B) Supplied in 1 gallon containers in lots of 4 gallons
- @ \$ _____ per gallon (i.e. \$ _____ per lot)

14. BIDDING SCHEDULE CONT

- DOH-20H AQUEOUS SOLUTION CONTAINING:
Isopropylamine Salt of Imazapyr 3.6%
- Product Trade Name Stalker
- EPA Registration Number _____
- Supplied in 1 quart containers in lots of 4 quarts
- A) @ \$ _____ per quart (i.e. \$ _____ per lot)
-
- DOH-21H AQUEOUS SOLUTION CONTAINING:
Diglycolamine Salt of 3, 6-Dichloro-0-
Anisic Acid 4 lbs/gallon
- Product Trade Name Vanquish
- EPA Registration Number _____
- Supplied in 2.5 gallon containers in lots of 5 gallons
- A) @ \$ _____ per gallon (i.e. \$ _____ per lot)
- Supplied in 15 gallon returnable/refillable containers in
pallets of 9 containers
- B) @ \$ _____ per gallon (i.e. \$ _____ per pallet)
-
- DOH-22H AQUEOUS SOLUTION CONTAINING:
Triclopyr .75 lbs/gallon
- Product Trade Name Pathfinder II
- EPA Registration Number 62719-176
- Supplied in 2.5 gallon containers in lots of 5 gallons
- A) @ \$ 35.75 per gallon (i.e. \$ 178.75 per lot)
-
- DOH-23H WATER SOLUBLE EMULSIFIABLE CONCENTRATE CONTAINING:
Isopropylamine Salt of Glyphosate 53.8%
- Product Trade Name Rodeo
- EPA Registration Number _____

14 BIDDING SCHEDULE CONT

Supplied in 2.5 gallon containers in lots of 5 gallons

A) @ \$ _____ per gallon (i.e. \$ _____ per lot)

Supplied in 30 gallon plastic returnable drums

B) @ \$ _____ per gallon (i.e. \$ _____ per drum)

DOH-24H A LIQUID CONTAINING: 60.0%
Aminopyralid

Product Trade Name Milestone

EPA Registration Number _____

Supplied in ten pound containers 20 pounds per lot

A) @ \$ _____ per pound (i.e. \$ _____ per lot)

DOH-25H WATER DISPERSIBLE GRANULAR MATERIAL CONTAINING: 65%
Prodiamine

Product Trade Name Endurance

EPA Registration Number _____

Supplied in 10 pound containers 50 pounds per lot

A) @ \$ _____ per pound (i.e. \$ _____ per lot)

DOH-26H EMULSIFIABLE CONCENTRATE CONTAINING: 0.88 lbs/gallon
Quizalofop P-Ethyl

Product Trade Name Assure II

EPA Registration Number _____

Supplied in 1 gallon containers in lots of 4 gallons

A) @ \$ _____ per gallon (i.e. \$ _____ per lot)

14. BIDDING SCHEDULE CONT

DOH-27H EMULSIFIABLE CONCENTRATE CONTAINING: 1.70%
 Fluazifop-P-butyl

Product Trade Name Ornamec 170

EPA Registration Number _____

Supplied in 1 gallon containers in lots of 4 gallons

A) @ \$ _____ per gallon (i.e. \$ _____ per lot)

DOH-28H A DISPERSIBLE GRANULE CONTAINING: 7.78%
 Imazapy R 62.22%
 Dioron

Product Trade Name Sahara DG

EPA Registration Number _____

Supplied in 10 pound bags in lots of 40 pounds.

A) @ \$ _____ per pound (i.e. \$ _____ per lot)

DOH-29H A WATER SALUBLE DRY GRANULE CONTAINING: 75%
 Sulfosulfuron

Product Trade Name Outrider

EPA Registration Number _____

Supplied in 20 oz bottles in lots of 200 oz

A) @ \$ _____ per oz (i.e. \$ _____ per lot)

DOH-30H A LIQUID CONTAINING: 40%
 Diuron

Product Trade Name Diurex 4L

EPA Registration Number _____

Supplied in 2.5 gallon containers in lots of 5 gallons

A) @ \$ _____ per gallon (i.e. \$ _____ per lot)

14. BIDDING SCHEDULE CONT

- DOH-31H A LIQUID CONTAINING 26.2%
 Fluroxypr
- Product Trade Name Vista
- EPA Registration Number _____
- Supplied in 2.5 gallon containers in lots of 5 gallons
- A) @ \$ _____ per gallon (i.e. \$ _____ per lot)
-
- DOH-32H DRY DISPERSIBLE GRANULE CONTAINING 21.4%
 Sodium salt of diflufenzopy: 2-(1-({3,5-difluorophenylamino} carbonyl)
 hydrazono)ethyl)-3-pyridinecarboxylic acid, sodium 55.0%
 Sodium salt of 3,6-dichloro-*o*-anisic acid
- Product Trade Name Overdrive
- EPA Registration Number _____
- Supplied in 7 ½ lb. jugs. 30 lbs. per case
- A) @ \$ _____ per lb. (i.e. \$ _____ per case)
-
- DOH-33H A DRY FLOWABLE CONTAINING 56.25%
 Sulfometuron Methyl 18.75%
 Chorsulfuron
- Product Trade Name Landmark XP
- EPA Registration Number _____
- Supplied in 4 lb jugs in lots of 32 lbs.
- A) @ \$ _____ per oz. (i.e. \$ _____ per case)
-
- DOH-34H WATER SOLUBLE DISPERSIBLE CONTAINING 56.25%
 Sulfometuron Methyl 15.00%
 Metsolfuron Methyl
- Product Trade Name Oust Extra
- EPA Registration Number _____
- Supplied in 4 lb. jugs in lots of 32 lbs.
- A) @ \$ _____ per lb. (i.e. \$ _____ per lot)

14. BIDDING SCHEDULE CONT

DOH-35H A DRY FLOWABLE GRANULE CONTAINING: 40%
 Bromacil 40%
 Diuron

Product Trade Name Krovar I DF

EPA Registration Number _____

Supplied in 6 lb containers in lots of 8 containers

A) @ \$ _____ per lb (i.e. \$ _____ per lot)

DOH-36H A LIQUID CONTAINING: 8.13%
 Imazapic 21.94%
 Glyphosate

Product Trade Name Journey

EPA Registration Number _____

Supplied in 2.5 gallon containers in lots of 5 gallons

A) @ \$ _____ per gallon (i.e. \$ _____ per lot)

ADJUVANTS

DOH-1A A WATER SOLUBLE BLUE LIQUID SPRAY PATTERN INDICATOR

Product Trade Name Bullseye

Supplied in 2.5 gallon containers in lots of 5 gallons

A) @ \$ _____ per gallon (i.e. \$ _____ per lot)

DOH-2A A MISCIBLE-DISPERSIBLE LIQUID DEFOAMER (30% Active Ingredient)

Product Trade Name NOVCO DEFEATER

Supplied in 1 GALLON containers in lots of 4 GALLONS

A) @ \$ 15.18 per (i.e. \$ 60.72 per lot)

14. BIDDING SCHEDULE CONTDOH-3A A DILUENT WITH EMULSIFIERSProduct Trade Name Hygrade EC or Arborchem Basal Oil or Bark Oil EC

Supplied in _____ containers in lots of _____ gallons

A) @\$ _____ per gallon (i.e. \$ _____ per lot)

DOH-4A NON-IONIC SURFACTANT (90% Active Ingredient)Product Trade Name NOVCO 90Supplied in 2.5 GALLON containers in lots of 5 gallonsA) @\$ 12.33 per gallon (i.e. \$ 61.65 per lot)DOH-5A A GRANULAR/FLAKE DRIFT CONTROL AGENT

Product Trade Name _____

Supplied in _____ containers in lots of _____ containers

A) @\$ _____ per _____ (i.e. \$ _____ per lot)

DOH-6A A LIQUID DRIFT CONTROL AGENTProduct Trade Name NOVCO DRIFT REZISTSupplied in 1 GALLON containers in lots of 4 GALLONSA) @\$ 24.00 per _____ (i.e. \$ 96.00 per lot)DOH-7A AQUATIC SURFACTANTProduct Trade Name NOVCO SACSupplied in 1 GALLON containers in lots of 4 gallonsA) @\$ 32.50 per gallon (i.e. \$ 130.00 per lot)

14. BIDDING SCHEDULE CONTDOH-8A A WATER SOLUBLE LIQUID SPRAY PATTERN INDICATORProduct Trade Name Hi-LightSupplied in 2.5 gallon containers in lots of _____ gallons

A) @ \$ _____ per gallon (i.e. \$ _____ per lot)

Supplied in 1 quart containers in lots of _____ quarts

B) @ \$ _____ per quart (i.e. \$ _____ per lot)

DOH-9A A DISPERSIBLE LIQUID SPRAY OIL ADJUVANTProduct Trade Name PenevatorSupplied in 15 GALLON containers in lots of 12.5 _____ gallonsA) @ \$ 9.95 per gallon (i.e. \$ 124.37 per lot)DOH-10A A NON-IONIC STICKER SPREADERProduct Trade Name Nu-Film-IRSupplied in 2 1/2 gallon containers in lots of _____ gallons

A) @ \$ _____ per gallon (i.e. \$ _____ per lot)

DOH-11A A READY TO USE FORMULA CONTAINING PARFFINIC OIL EMULSIFIERSProduct Trade Name Thinvert RTUSupplied in 2 1/2 gallon jugs. 5 gallon per case

A) @ \$ _____ per gallon (i.e. \$ _____ per case)

Supplied in 15 gallon drum

B) @ \$ _____ per gallon

14. BIDDING SCHEDULE CONTDOH-12A A CONCENTRATE FORMULA CONTAINING PARFINNK OIL EMULSIFIERS AND SURFACTANTSProduct Trade Name Thinvert Concentrate

Supplied in 2 ½ gallon jugs. 5 gallon per case

A) @ \$ _____ per gallon (i.e. \$ _____ per case)

Supplied in 15 gallon drum

B) @ \$ _____ per gallon

SAFETY EQUIPMENTDOH-1S EMERGENCY SPILL KIT CONTAINING:

15 Universal Plus Sorbent Pads
 3 Cobra Coils
 1 Pair Safety Goggles
 1 Pair Latex Gloves
 1 Large Refuse Bag
 1 List of Environmental Compliance Telephone Numbers
 18" x 18" x 4"
 Vacuum Packed in Puncture Resistant Foil

Product Trade Name _____

A) @ \$ _____ per each

DOH-2S A GRANULAR/FLAKE SPILL ABSORBENT

Product Trade Name _____

Supplied in _____ containers in lots of _____ containers

A) @ \$ _____ per pound (i.e. \$ _____ per lot)

14. BIDDING SCHEDULE CONT

DOH-3S 3 LAYER FABRIC COVERALLS (ALL SIZES)

Product Trade Name Kleen Guard

Supplied in 12 ea/case

A) @ \$ _____ per each (i.e. \$ _____ per case)

DOH-4S DISPOSABLE COVERALLS

Product Trade Name Tyvek

Supplied in 25 ea/case

A) @ \$ _____ per each (i.e. \$ _____ per case)

DOH-5S 32 OZ. EYE WASH BOTTLE

Product Trade Name _____

Supplied per each

A) @ \$ _____ per each

MISCELLANEOUS

DOH-1M PRESSURE RINSER

Product Trade Name Easy Rinse

Supplied per each

A) @ \$ _____ per each

14. BIDDING SCHEDULE CONTDOH-2M HAND SOAP WITH CITRUS OILProduct Trade Name Zep

Supplied in 32 oz. containers in lots of 20 containers per case

A) @ \$ _____ per container (i.e. \$ _____ per case)

DOH-3M A BIOSTIMULANT CONTAINING:Soluble Potash 1.00%
Iron 0.36%Manure Extract 79.30%
Humic and Fulvic Acid Extract 9.00%
Kelp Extract 1.20%
Organo-Modified Silaxane Surfactant 0.36%Product Trade Name Launch

Supplied in 2.5 gallon containers in lots of 5 gallons

A) @ \$ _____ per gallon (i.e. \$ _____ per lot)

DOH-4M A WORK BOOTProduct Trade Name Iron Duke

Compliance EPA 40 CFR 170

Supplied per pair

A) @ Size (6-11) \$ _____ per pair

B) @ Size (12+) \$ _____ per pair

DOH-5M RUBBER BOOT/SHOE COVERS

Compliance EPA 40 CFR 170

Supplied per pair

A) @ Size M (8-9) \$ _____ per pair

B) @ Size L (10-11) \$ _____ per pair

C) @ Size XL (12-13) \$ _____ per pair

14. BIDDING SCHEDULE CONTDOH-6M SAFETY GOGGLES – indirect vent

Meets ANS1 287.1-1989

A) @ \$ _____ per each

DOH-7M FACE SHIELD – positive lock headgearMeets ANS1 287.1-1989 and
CAN1CSA-294 3-92 Specifications

@ \$ _____ per each

DOH-8M A 5-GALLON BACKPACK SPRAYERProduct Trade Name Birchmeier

A) @ \$ _____ per sprayer

Gasket Set For Sprayer Pump

B) @ \$ _____ per set

Hose Valve & Wand Repair Kit

C) @ \$ _____ per kit

DOH-9M NITRI-SOLVE 100% NITRILE GLOVES
15 mil 13" Nitrile Gloves

Compliance EPA 40 CFR 170

Sizes S, M, L, XL, or 2XL

A) @ \$ _____ per pair

DOH-10M 2-QUART HANDHELD PRESSURE SPRAYERProduct Trade Name Tolco

A) @ \$ _____ per sprayer

14. BIDDING SCHEDULE CONT

DOH-11M CLOSED SYSTEM BACKPACK SPRAYER

Product Trade Name Birchmier BCS

A) @ \$ _____ per sprayer

Gasket set for sprayer pump

B) @ \$ _____ per set

Hose Valve & Wand repair kit

C) @ \$ _____ per kit

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:

Vendors must be licensed and in good standing in accordance with any and all state and local laws and requirements by any state or local agency of West Virginia, including, but not limited to, the West Virginia Secretary of State's Office, the West Virginia Tax Department, West Virginia Insurance Commission, or any other state agencies or political subdivision. Furthermore, the vendor must provide all necessary releases to obtain information to enable the Director or spending unit to verify that the vendor is licensed and in good standing with the above entities.

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

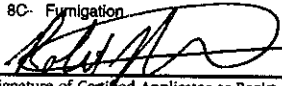
Vendor's Name: NOXIOUS VEGETATION CONTROL, INC. JASON TOOTHMAN

Authorized Signature: 

Date: 2/23/07

CERTIFIED APPLICATORS ARE CERTIFIED TO APPLY PESTICIDES IN THE CATEGORIES SHOWN ON THE OTHER SIDE OF THIS CARD. REGISTERED TECHNICIANS ARE REGISTERED TO APPLY UNDER DIRECT SUPERVISION OF A CERTIFIED APPLICATOR. SEE CODE DEFINITION BELOW.

- | | |
|-------------------------------------|--------------------------------------|
| 1- Agricultural Plant Pest Control | 8D- Wood Treatment |
| 2- Agricultural Animal Pest Control | 8E- Urban IPM |
| 3- Forest Pest Control | 9- Public Health |
| 4A- Ornamental & Turf Outdoors | 10- Regulatory |
| 4B- Ornamental Pest Control Indoors | 11- Demonstration & Research |
| 5- Seed Treatment | 12- Pesticide Storage & Distribution |
| 6- Aquatic Pest Control | 13A- Predator Control |
| 7- Right-of-Way/Industrial Weed | 13B- Sewer Root Control |
| 8A- General Pest | 13C- Hardwood Tree Release |
| 8B- Structural Pest | 13D- Mosquito Control |
| 8C- Fumigation | 13E- Black Fly Control |
| | 14- Aerial |



Signature of Certified Applicator or Registered Technician Date

7 12

FOR USE ONLY IN CATEGORIES ABOVE
WEST VIRGINIA CERTIFICATION

Expires: 12/31/07 C04101
Commercial Applicator
Robert Jason Toothman
Noxious Vegetation Control
P O Box 21757
Columbus, OH 43221

NOT
TRANSFERABLE



AUTHORIZED REPRESENTATIVE