



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  
 DEP13703

PAGE  
 1

ADDRESS CORRESPONDENCE TO ATTENTION OF:  
 CHUCK BOWMAN  
 304-558-2157

\*525121401 304-548-7004  
 BOMONT CONSTRUCTION SUPPLIES I  
 PO BOX 9046  
 BOMONT WV 25030

VENDOR

SHIP TO

ENVIRONMENTAL PROTECTION  
 DEPT. OF  
 OFFICE OF SPECIAL RECLAMATION  
 116 INDUSTRIAL DRIVE  
 OAK HILL, WV  
 25901 304-465-1911

| DATE PRINTED                 | TERMS OF SALE | SHIP VIA                 | F.O.B. | FREIGHT TERMS |
|------------------------------|---------------|--------------------------|--------|---------------|
| 03/01/2007                   |               |                          |        |               |
| BID OPENING DATE: 04/10/2007 |               | BID OPENING TIME 01:30PM |        |               |

| LINE   | QUANTITY | UOP | CAT NO | ITEM NUMBER | UNIT PRICE | AMOUNT     |
|--|----------|-----|--------|-------------|------------|------------|
| 0001   | 1        | JB  |        | 962-73      |            | 142,816.00 |
| <p>RECLAMATION: RESTORATION OF LAND</p> <p>THE WEST VIRGINIA PURCHASING DIVISION, ON BEHALF OF THE AGENCY, THE WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION'S OFFICE OF SPECIAL RECLAMATION, IS SOLICITING BIDS TO FOR THE CONTRACT DESCRIBED BELOW.</p> <p>THE PURPOSE OF THE CONTRACT IS TO PERFORM LAND RECLAMATION ON THE MINING OPERATION OF MID-ATLANTIC RESOURCE COPORATION, NOW UNDER REVOKED PERMIT NO(S) D-73-82.</p> <p>THE RECLAMATION SHALL BE PERFORMED UNDER THE GUIDANCE AND GENERAL SUPERVISION OF THE AGENT ASSIGNED TO THE PROJECT FOR THE STATE OF WEST VIRGINIA, DEPARTMENT OF ENVIRONMENTAL PROTECTION.</p> <p>A MANDATORY ON SITE PREBID CONFERENCE SHALL BE HELD ON 03/20/07 @ 10:00 AM. FAILURE TO ATTEND THE PREBID CONFERENCE WILL RESULT IN BID DISQUALIFICATION.</p> <p>THE CONTRACTOR SHALL PROVIDE ALL LABOR, MATERIALS, EQUIPMENT AND OTHER NECESSARY SERVICES SO AS TO ACCOMPLISH THE ITEMS AS SPECIFIED IN THIS CONTRACT. PROJECT IS LOCATED NEAR RHODELL, WV, RALEIGH COUNTY AND CONSISTS OF APPROXIMATALLY 4.0 ACRES.</p> <p>DIRECTIONS TO THE SITE AND PRE-BID ARE ON THE LAST TWO PAGES OF THE ATTACHED SPECIFICATIONS.</p> <p>ALL WORK MUST BE COMPLETED IN ACCORDANCE WITH THE</p> |          |     |        |             |            |            |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|                                      |                           |                                   |
|--------------------------------------|---------------------------|-----------------------------------|
| SIGNATURE<br><i>Barbara J. Jones</i> | TELEPHONE<br>304 548-7004 | DATE<br>4-9-07                    |
| TITLE<br>President                   | FEIN<br>55-0773825        | ADDRESS CHANGES TO BE NOTED ABOVE |

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

**GENERAL TERMS & CONDITIONS  
REQUEST FOR QUOTATION (RFQ) AND REQUEST FOR PROPOSAL (RFP)**

1. Awards will be made in the best interest of the State of West Virginia.
2. The State may accept or reject in part, or in whole, any bid.
3. All quotations are governed by the *West Virginia Code* and the *Legislative Rules* of the Purchasing Division.
4. Prior to any award, the apparent successful vendor must be properly registered with the Purchasing Division and have paid the required \$125.00 registration fee.
5. All services performed or goods delivered under State Purchase Orders/Contracts are to be continued for the term of the Purchase Order/Contract, contingent upon funds being appropriated by the Legislature or otherwise being made available. In the event funds are not appropriated or otherwise available for these services or goods, this Purchase Order/Contract becomes void and of no effect after June 30.
6. Payment may only be made after the delivery and acceptance of goods or services.
7. Interest may be paid for late payment in accordance with the *West Virginia Code*.
8. Vendor preference will be granted upon written request in accordance with the *West Virginia Code*.
9. The State of West Virginia is exempt from federal and state taxes and will not pay or reimburse such taxes.
10. The Director of Purchasing may cancel any Purchase Order/Contract upon 30 days written notice to the seller.
11. The laws of the State of West Virginia and the *Legislative Rules* of the Purchasing Division shall govern all rights and duties under the Contract, including without limitation the validity of this Purchase Order/Contract.
12. Any reference to automatic renewal is hereby deleted. The Contract may be renewed only upon mutual written agreement of the parties.
13. **BANKRUPTCY:** In the event the vendor/contractor files for bankruptcy protection, this contract is automatically null and void, and is terminated without further order.
14. **HIPAA Business Associate Addendum** - The West Virginia State Government HIPAA Business Associate Addendum (BAA), approved by the Attorney General, and available online at the Purchasing Division's web site (<http://www.state.wv.us/admin/purchase/vrc/hipaa.htm>) is hereby made part of the agreement. Provided that, the Agency meets the definition of a Covered Entity (45 CFR §160.103) and will be disclosing Protected Health Information (45 CFR §160.103) to the vendor.

---

**INSTRUCTIONS TO BIDDERS**

1. Use the quotation forms provided by the Purchasing Division.
2. **SPECIFICATIONS:** Items offered must be in compliance with the specifications. Any deviation from the specifications must be clearly indicated by the bidder. Alternates offered by the bidder as **EQUAL** to the specifications must be clearly defined. A bidder offering an alternate should attach complete specifications and literature to the bid. The Purchasing Division may waive minor deviations to specifications.
3. Complete all sections of the quotation form.
4. Unit prices shall prevail in cases of discrepancy.
5. All quotations are considered F.O.B. destination unless alternate shipping terms are clearly identified in the quotation.
6. **BID SUBMISSION:** All quotations must be delivered by the bidder to the office listed below prior to the date and time of the bid opening. Failure of the bidder to deliver the quotations on time will result in bid disqualifications.

**SIGNED BID TO:**

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



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 |
| DEP13703   |

|      |
|------|
| PAGE |
| 2    |

|   |
|---|
| ADDRESS CORRESPONDENCE TO ATTENTION OF: |
| CHUCK BOWMAN<br>304-558-2157            |

\*525121401 304-548-7004  
 BOMONT CONSTRUCTION SUPPLIES I  
 PO BOX 9046

VENDOR

BOMONT WV 25030

SHIP TO

ENVIRONMENTAL PROTECTION  
 DEPT. OF  
 OFFICE OF SPECIAL RECLAMATION  
 116 INDUSTRIAL DRIVE  
 OAK HILL, WV  
 25901 304-465-1911

| DATE PRINTED                 | TERMS OF SALE | SHIP VIA                 | F.O.B. | FREIGHT TERMS |
|------------------------------|---------------|--------------------------|--------|---------------|
| 03/01/2007                   |               |                          |        |               |
| BID OPENING DATE: 04/10/2007 |               | BID OPENING TIME 01:30PM |        |               |

| LINE | QUANTITY | UOP | CAT. NO. | ITEM NUMBER   | UNIT PRICE | AMOUNT |
|------|----------|-----|----------|---|------------|--------|
|      |          |     |          | PLANS AND SPECIFICATIONS PREPARED BY THE DEPARTMENT OF ENVIRONMENTAL PROTECTION AND PURCHASE ORDER ISSUED BY THE DEPARTMENT OF ADMINISTRATION, PURCHASING DIVISION.<br><br>PREFERENCE FOR USE OF DOMESTIC STEEL PRODUCTS<br><br>1. EXCEPT WHEN AUTHORIZED BY THE DIRECTOR OF THE PURCHASING DIVISION PURSUANT TO SUBSECTION 2 BELOW, NO CONTRACTOR MAY USE OR SUPPLY STEEL PRODUCTS FOR A STATE CONTRACT PROJECT OTHER THAN THOSE STEEL PRODUCTS MADE IN THE UNITED STATES. AS USED USED I THIS CONTRACT,<br><br>A. "STATE CONTRACT PROJECT" MEANS ANY ERECTION OR CONSTRUCTION OF, OR ANY ADDITION TO, ALTERATION OF OR OTHER IMPROVEMENT TO ANY BUILDING OR STRUCTURE, INCLUDING, BUT NOT LIMITED TO, ROAD OR HIGHWAYS, OR THE INSTALLATION OF ANY HEATING OR COOLING OR VENTILATING PLANTS OR OTHER EQUIPMENT, OR THE SUPPLY OF AND MATERIALS FOR SUCH PROJECTS, PURSUANT TO A CONTRACT WITH THE STATE OF WEST VIRGINIA FOR WHICH BIDS WERE SOLICITED ON OR AFTER JUNE 6, 2001.<br><br>B. "STEEL PRODUCTS" MEANS PRODUCTS ROLLED, FORMED, SHAPED, DRAWN, EXTRUDED, FORGED, CAST, FABRICATED OR OTHERWISE SIMILARLY PROCESSED, OR PROCESSED BY A COMBINATION OF TWO OR MORE OF SUCH OPERATIONS, FROM STEEL MADE BY THE OPEN HEARTH, BASIC OXYGEN, ELECTRIC FURNACE, BESSEMER OR OTHER STEEL MAKING PROCESS.<br><br>C. "UNITED STATES" MEANS THE UNITED STATES OF AMERICA AND INCLUDES ALL TERRITORY, CONTINENTAL OR INSULAR, SUBJECT TO THE JURISDICTION OF THE |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|                                      |                           |                                   |
|--------------------------------------|---------------------------|-----------------------------------|
| SIGNATURE<br><i>Barbara J. Jones</i> | TELEPHONE<br>304 548-7004 | DATE<br>4-9-07                    |
| TITLE<br>President                   | FEIN<br>55-0773825        | ADDRESS CHANGES TO BE NOTED ABOVE |

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





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  
 DEP13703

PAGE  
 4

ADDRESS CORRESPONDENCE TO ATTENTION OF  
 CHUCK BOWMAN  
 304-558-2157

\*525121401 304-548-7004  
 BOMONT CONSTRUCTION SUPPLIES I  
 PO BOX 9046

VENDOR

BOMONT WV 25030

SHIP TO

ENVIRONMENTAL PROTECTION  
 DEPT. OF  
 OFFICE OF SPECIAL RECLAMATION  
 116 INDUSTRIAL DRIVE  
 OAK HILL, WV  
 25901 304-465-1911

|                              |               |                          |        |               |
|------------------------------|---------------|--------------------------|--------|---------------|
| DATE PRINTED<br>03/01/2007   | TERMS OF SALE | SHIP VIA                 | F.O.B. | FREIGHT TERMS |
| BID OPENING DATE: 04/10/2007 |               | BID OPENING TIME 01:30PM |        |               |

| LINE   | QUANTITY | UOP | CAT NO. | ITEM NUMBER | UNIT PRICE | AMOUNT |
|--|----------|-----|---------|-------------|------------|--------|
|  |          |     |         |             |            |        |
| <p>RIGHT TO CANCEL THIS CONTRACT IMMEDIATELY UPON WRITTEN NOTICE TO THE VENDOR IF THE MATERIALS OR WORKMANSHIP SUPPLIED ARE OF AN INFERIOR QUALITY OR DO NOT CONFORM WITH THE SPECIFICATIONS OF THE BID AND CONTRACT HERE IN.</p> <p>WAGE RATES: THE CONTRACTOR OR SUBCONTRACTOR SHALL PAY THE HIGHER OF THE U.S. DEPARTMENT OF LABOR MINIMUM WAGE RATES AS ESTABLISHED FOR RALEIGH COUNTY, PURSUANT TO WEST VIRGINIA CODE 21-5-1, ET, SEQ.</p> <p>ARBITRATION: ANY REFERENCES MADE TO ARBITRATION OR INTEREST FOR PAYMENTS DUE (EXCEPT FOR ANY INTEREST REQUIRED BY STATE LAW) CONTAINED IN THIS CONTRACT OR IN ANY AMERICAN INSTITUTE OF ARCHITECTS DOCUMENTS PERTAINING TO THIS CONTRACT ARE HEREBY DELETED.</p> <p>WORKERS' COMPENSATION: VENDOR IS REQUIRED TO PROVIDE A CERTIFICATE FROM WORKERS' COMPENSATION IF SUCCESSFUL.</p> <p>ALL OF THE ITEMS CHECKED BELOW WILL BE A REQUIREMENT OF THIS CONTRACT:</p> <p>(XX) INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF COMMERCIAL GENERAL LIABILITY INSURANCE PRIOR TO ISSUANCE OF CONTRACT. UNLESS OTHERWISE SPECIFIED IN THE BID DOCUMENTS, THE MINIMUM AMOUNT OF INSURANCE COVERAGE REQUIRED IS \$250,000.</p> <p>( ) BUILDERS RISK INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF BUILDERS RISK - ALL RISK INSURANCE IN AN AMOUNT EQUAL TO 100% OF THE AMOUNT OF THE CONTRACT.</p> <p>(XX) BONDS: FIVE PERCENT (5%) OF THE TOTAL AMOUNT OF THE BID PAYABLE TO THE STATE OF WEST VIRGINIA, SHALL BE SUBMITTED WITH EACH BID AS A BID BOND. THE SUCCESSFUL</p> |          |     |         |             |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|                                      |                           |                                   |
|--------------------------------------|---------------------------|-----------------------------------|
| SIGNATURE<br><i>Barbara J. Jones</i> | TELEPHONE<br>304 548-7004 | DATE<br>4-9-07                    |
| TITLE<br>President                   | FEIN<br>55-0773825        | ADDRESS CHANGES TO BE NOTED ABOVE |

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



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  
 DEP13703

PAGE  
 5

ADDRESS CORRESPONDENCE TO ATTENTION OF  
 CHUCK BOWMAN  
 304-558-2157

\*525121401 304-548-7004  
 BOMONT CONSTRUCTION SUPPLIES I  
 PO BOX 9046

VENDOR

BOMONT WV 25030

SHIP TO

ENVIRONMENTAL PROTECTION  
 DEPT. OF  
 OFFICE OF SPECIAL RECLAMATION  
 116 INDUSTRIAL DRIVE  
 OAK HILL, WV  
 25901 304-465-1911

|                              |               |                          |        |               |
|------------------------------|---------------|--------------------------|--------|---------------|
| DATE PRINTED<br>03/01/2007   | TERMS OF SALE | SHIP VIA                 | F.O.B. | FREIGHT TERMS |
| BID OPENING DATE: 04/10/2007 |               | BID OPENING TIME 01:30PM |        |               |

| LINE | QUANTITY | UOP | CAT NO | ITEM NUMBER   | UNIT PRICE | AMOUNT |
|------|----------|-----|--------|---|------------|--------|
|      |          |     |        | <p>BIDDER SHALL ALSO FURNISH A PERFORMANCE BOND AND LABOR/MATERIAL BOND FOR 100% OF THE AMOUNT OF THE CONTRACT. BONDS MAY BE PROVIDED IN THE FORM OF A CERTIFIED CHECK, IRREVOCABLE LETTER OF CREDIT, OR BOND FURNISHED BY A SOLVENT SURETY COMPANY AUTHORIZED TO DO BUSINESS IN THE STATE OF WEST VIRGINIA. A LETTER OF CREDIT SUBMITTED IN LIEU OF A PERFORMANCE AND LABOR &amp; MATERIAL BOND WILL ONLY BE ALLOWED FOR PROJECTS UNDER \$100,000. PERSONAL OR BUSINESS CHECKS ARE NOT ACCEPTABLE IN LIEU OF THE 5% BID BOND, PERFORMANCE BOND, OR LABOR AND MATERIAL BOND.</p> <p>( ) MAINTENANCE BOND: A TWO (2) YEAR MAINTENANCE BOND COVERING THE ROOFING SYSTEM WILL BE A REQUIREMENT OF THE SUCCESSFUL VENDOR.</p> <p>REV. 3/91</p> <p>EXHIBIT 7</p> <p>DOMESTIC ALUMINUM, GLASS &amp; STEEL IN PUBLIC WORKS PROJECTS</p> <p>IN ACCORDANCE WITH WEST VIRGINIA CODE 5-19-1 ET., SEQ., EVERY CONTRACT FOR CONSTRUCTION, RECONSTRUCTION, ALTERATION, REPAIR, IMPROVEMENT OR MAINTENANCE OF PUBLIC WORKS, WHERE THE COST IS MORE THAN \$50,000 AND, IN THE CASE OF STEEL ONLY, WHERE THE COST OF STEEL IS MORE THAN \$50,000 OR WHERE MORE THAN 10,000 POUNDS OF STEEL ARE REQUIRED, THE STATE WILL ACCEPT ONLY ALUMINUM GLASS, OR STEEL PRODUCTS PRODUCED IN THE UNITED STATES. IN ADDITION, ITEMS OF MACHINERY OR EQUIPMENT PURCHASED FOR USE AT THE SITE OF PUBLIC WORKS SHALL BE MADE OF DOMESTIC ALUMINUM, GLASS OR STEEL, UNLESS THE COST OF THE PRODUCT IS LESS THAN \$50,000 OR LESS THAN 10,000</p> |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|                                      |                           |                                   |
|--------------------------------------|---------------------------|-----------------------------------|
| SIGNATURE<br><i>Barbara J. Jones</i> | TELEPHONE<br>304 548-7004 | DATE<br>4-9-07                    |
| TITLE<br>President                   | FEIN<br>55-0773825        | ADDRESS CHANGES TO BE NOTED ABOVE |

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











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  
 DEP13703

PAGE  
 8

ADDRESS CORRESPONDENCE TO ATTENTION OF  
 CHUCK BOWMAN  
 304-558-2157

\*525121401 304-548-7004  
 BOMONT CONSTRUCTION SUPPLIES I  
 PO BOX 9046

BOMONT WV 25030

ENVIRONMENTAL PROTECTION  
 DEPT. OF  
 OFFICE OF SPECIAL RECLAMATION  
 116 INDUSTRIAL DRIVE  
 OAK HILL, WV  
 25901 304-465-1911

V  
E  
N  
D  
O  
R

S  
H  
I  
P  
T  
O

|                              |               |                          |        |               |
|------------------------------|---------------|--------------------------|--------|---------------|
| DATE PRINTED<br>03/01/2007   | TERMS OF SALE | SHIP VIA                 | F.O.B. | FREIGHT TERMS |
| BID OPENING DATE: 04/10/2007 |               | BID OPENING TIME 01:30PM |        |               |

| LINE  | QUANTITY | UOP | CAT. NO. | ITEM NUMBER | UNIT PRICE | AMOUNT |
|---|----------|-----|----------|-------------|------------|--------|
| NO. 2   |          | Ø   |          |             |            |        |
| NO. 3   |          | Ø   |          |             |            |        |
| NO. 4   |          | Ø   |          |             |            |        |
| NO. 5   |          | Ø   |          |             |            |        |
| <p>I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF THE ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF THE BIDS.</p> <p><i>Barbara J. Jones</i>.....SIGNATURE<br/> <i>Bomont Construction &amp; Supplies, Inc.</i>.....COMPANY<br/>           .....4-9-07.....DATE</p> <p>REV. 11/96</p> <p>CONTRACTORS LICENSE</p> <p>WEST VIRGINIA STATE CODE 21-11-2 REQUIRES THAT ALL PERSONS DESIRING TO PERFORM CONTRACTING WORK IN THIS STATE MUST BE LICENSED. THE WEST VIRGINIA CONTRACTORS LICENSING BOARD IS EMPOWERED TO ISSUE THE CONTRACTORS LICENSE. APPLICATIONS FOR A CONTRACTORS LICENSE MAY BE MADE BY CONTACTING THE WEST VIRGINIA DIVISION OF LABOR CAPITOL COMPLEX, BUILDING 3, ROOM 319, CHARLESTON, WV 25305. TELEPHONE: (304) 558-7890.</p> <p>WEST VIRGINIA STATE CODE 21-11-11 REQUIRES ANY PROSPECTIVE BIDDER TO INCLUDE THE CONTRACTORS LICENSE NUMBER ON THEIR BID.</p> |          |     |          |             |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|                                      |                           |                                   |
|--------------------------------------|---------------------------|-----------------------------------|
| SIGNATURE<br><i>Barbara J. Jones</i> | TELEPHONE<br>304 548-7004 | DATE<br>4-9-07                    |
| TITLE<br>President                   | FAX<br>55-0773825         | ADDRESS CHANGES TO BE NOTED ABOVE |

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



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  
 DEP13703

PAGE  
 9

ADDRESS CORRESPONDENCE TO ATTENTION OF:  
 CHUCK BOWMAN  
 304-558-2157

\*525121401 304-548-7004  
 BOMONT CONSTRUCTION SUPPLIES I  
 PO BOX 9046  
 BOMONT WV 25030

VENDOR

SHIP TO

ENVIRONMENTAL PROTECTION  
 DEPT. OF  
 OFFICE OF SPECIAL RECLAMATION  
 116 INDUSTRIAL DRIVE  
 OAK HILL, WV  
 25901 304-465-1911

|                              |                  |          |        |               |
|------------------------------|------------------|----------|--------|---------------|
| DATE PRINTED<br>03/01/2007   | TERMS OF SALE    | SHIP VIA | F.O.B. | FREIGHT TERMS |
| BID OPENING DATE: 04/10/2007 | BID OPENING TIME |          |        | 01:30PM       |

| LINE  | QUANTITY | UOP | CAT. NO. | ITEM NUMBER | UNIT PRICE | AMOUNT |
|---|----------|-----|----------|-------------|------------|--------|
| <p>BIDDER TO COMPLETE:</p> <p>CONTRACTORS NAME: <i>Bomont Construction &amp; Supplies, Inc.</i></p> <p>CONTRACTORS LICENSE NO.: <i>WV.031168</i>.....</p> <p>THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FURNISH A COPY OF THEIR CONTRACTORS LICENSE PRIOR TO ISSUANCE OF PURCHASE ORDER/CONTRACT</p> <p>APPLICABLE LAW</p> <p>THE WEST VIRGINIA STATE CODE, PURCHASING DIVISION RULES &amp; REGULATIONS, PURCHASING DIVISION POLICY STATEMENTS, AND THE INFORMATION PROVIDED IN THE "REQUEST FOR QUOTATION" ISSUED BY THE PURCHASING DIVISION IS THE SOLE AUTHORITY GOVERNING THIS PROCUREMENT.</p> <p>ANY INFORMATION PROVIDED IN SPECIFICATION MANUALS, OR ANY OTHER SOURCE, VERBAL OR WRITTEN, WHICH CONTRADICTS OR ALTERS THE INFORMATION PROVIDED FROM THE SOURCES AS DESCRIBED IN THE ABOVE PARAGRAPH IS VOID AND OF NO EFFECT.</p> <p>A SIGNED BID MUST BE SUBMITTED TO:</p> <p>DEPARTMENT OF ADMINISTRATION<br/>         PURCHASING DIVISION<br/>         BUILDING 15<br/>         2019 WASHINGTON STREET, EAST<br/>         CHARLESTON, WV 25305-0130</p> |          |     |          |             |            |        |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|                                      |                           |                                   |
|--------------------------------------|---------------------------|-----------------------------------|
| SIGNATURE<br><i>Barbara J. Jones</i> | TELEPHONE<br>304 548-7004 | DATE<br>4-9-07                    |
| TITLE<br><i>President</i>            | FEIN<br>55-0773825        | ADDRESS CHANGES TO BE NOTED ABOVE |

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



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  
 DEP13703

PAGE  
 10

ADDRESS CORRESPONDENCE TO ATTENTION OF:  
 CHUCK BOWMAN  
 304-558-2157

\*525121401 304-548-7004  
 BOMONT CONSTRUCTION SUPPLIES I  
 PO BOX 9046  
 BOMONT WV 25030

VENDOR

SHIP TO

ENVIRONMENTAL PROTECTION  
 DEPT. OF  
 OFFICE OF SPECIAL RECLAMATION  
 116 INDUSTRIAL DRIVE  
 OAK HILL, WV  
 25901 304-465-1911

| DATE PRINTED | TERMS OF SALE | SHIP VIA | F.O.B. | FREIGHT TERMS |
|--------------|---------------|----------|--------|---------------|
| 03/01/2007   |               |          |        |               |

BID OPENING DATE: 04/10/2007 BID OPENING TIME 01:30PM

| LINE  | QUANTITY | UOP | CAT NO. | ITEM NUMBER | UNIT PRICE | AMOUNT                         |
|---|----------|-----|---------|-------------|------------|--------------------------------|
| BID MUST CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED:<br><br>SEALED BID<br><br>BUYER: CB-23<br><br>REQ. NO.: DEP13703<br><br>BID OPENING DATE AND TIME: 04/10/2007 @ 1:30 PM<br>PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:<br><u>304 548-7133</u> |          |     |         |             |            |                                |
| ***** THIS IS THE END OF RFQ DEP13703 ***** TOTAL:  |          |     |         |             |            | <sup>#</sup> <u>142,816.00</u> |

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

|                                   |                           |                                   |
|-----------------------------------|---------------------------|-----------------------------------|
| SIGNATURE<br><i>Barbara Jones</i> | TELEPHONE<br>304 548-7004 | DATE<br>4-9-07                    |
| TITLE<br>President                | FEIN<br>55-0773825        | ADDRESS CHANGES TO BE NOTED ABOVE |

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

Bomont Const. & Supplies, Inc.  
P.O. Box 9046  
Bomont, WV 25030

|   |                    |                            |
|---|--------------------|----------------------------|
| BUYER<br>CB-23  | PAGE<br><b>013</b> | REQ. OR PO NO.<br>DEP13703 |
| SPENDING UNIT   |                    |                            |
| WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL PROTECTION/ OFFICE OF SPECIAL RECLAMATION |                    |                            |

WV-36 STATE OF WEST VIRGINIA  
REV. 1/29/02 PURCHASING CONTINUATION SHEET  
VENDOR:

| ITEM NO.   | QUANTITY | DESCRIPTION   | UNIT PRICE                   | AMOUNT              |
|--|----------|---|------------------------------|---------------------|
| <b>BID SCHEDULE</b>  |          |   |                              |                     |
| <b>PERMIT NAME: <u>Mid-Atlantic Resource Corporation</u></b> |          |   |                              |                     |
| <b>PERMIT NUMBER(S): <u>D-73-82</u></b>                      |          |   |                              |                     |
| 1.0  | LUMP SUM | <u>MOBILIZATION/DEMOBILIZATION</u> (5% Total Bid Maximum for this permit)       | LUMP SUM                     | \$ <u>5,000.00</u>  |
| 2.0  | LUMP SUM | <u>SPILL CONTAINMENT AREA (S.C.A.)</u> (\$1,000.00 Maximum Bid for this permit) | LUMP SUM                     | \$ <u>1,000.00</u>  |
| 3.0  | LUMP SUM | <u>HAULROAD/ACCESS ROAD</u> (5% Total Bid Maximum for this permit)              | LUMP SUM                     | \$ <u>1,000.00</u>  |
| 4.0  | LUMP SUM | <u>BACKFILLING</u>  | LUMP SUM                     | \$ <u>34,500.00</u> |
| 5.0  | LUMP SUM | <u>REGRADING AND TOPSOILING</u>   | LUMP SUM                     | \$ <u>10,000.00</u> |
| 6.0  |          | <u>REVEGETATION</u>   |                              |                     |
| 6.1  | LUMP SUM | <u>AGRICULTURAL LIME</u>  | LUMP SUM                     | \$ <u>600.00</u>    |
| 6.2  | LUMP SUM | <u>FERTILIZER</u>   | LUMP SUM                     | \$ <u>800.00</u>    |
| 6.3  | LUMP SUM | <u>MULCH</u>  | LUMP SUM                     | \$ <u>1,600.00</u>  |
| 6.4  | LUMP SUM | <u>VEGETATIVE SPECIES</u>   | LUMP SUM                     | \$ <u>1,716.00</u>  |
| 7.0  | LUMP SUM | <u>CONSTRUCTION STAKEOUT</u> (Limited to 5% Total Bid For This Permit)          | LUMP SUM                     | \$ <u>1,000.00</u>  |
| 8.0  |          | <u>EXISTING SEDIMENT CONTROL STRUCTURES</u>                                     |                              |                     |
| 8.1  | LUMP SUM | <u>ELIMINATE POND ONE (1)</u>   | LUMP SUM                     | \$ <u>300.00</u>    |
| 8.2  | LUMP SUM | <u>ELIMINATE BEAVER POND AND REMOVE PIPES AND HOLLOW FILL</u>                   | LUMP SUM                     | \$ <u>15,000.00</u> |
| 9.0  | 900 LF   | <u>HAYBALE DIKE</u> (Max. Bid \$5.00 Per LF)                                    | \$ <u>3.00</u><br>PER LF     | \$ <u>2,700.00</u>  |
| 10.0   | 4 EA     | <u>WET MINE SEAL</u> (Non-acid producing seams)                                 | \$ <u>6,500.00</u><br>PER EA | \$ <u>26,000.00</u> |
| 11.0   | LUMP SUM | <u>RIP-RAP STREAM CHANNEL TWO (2)</u>   | LUMP SUM                     | \$ <u>40,000.00</u> |
| 12.0   | LUMP SUM | <u>STRUCTURE AND/OR DEBRIS REMOVAL</u>  | LUMP SUM                     | \$ <u>200.00</u>    |

Bomont Const. & Supplies, Inc.  
P.O. Box 9046  
Bomont, WV 25030

|  |      |          |
|--|------|----------|
| BUYER  | PAGE | REQ. OR  |
| CB-23  | 014  | DEP13703 |
| SPENDING UNIT  |      |          |
| WEST VIRGINIA DEPARTMENT OF ENVIRONMENTAL<br>PROTECTION/ OFFICE OF SPECIAL RECLAMATION |      |          |

WV-36 STATE OF WEST VIRGINIA  
REV. 1/29/02 PURCHASING CONTINUATION SHEET  
VENDOR:

| ITEM NO.                               | QUANTITY    | DESCRIPTION      | UNIT PRICE  | AMOUNT                      |
|--|-------------|------------------|-------------|-----------------------------|
| 13.0                                   | LUMP SUM    | <u>LIMING</u>    | LUMP SUM    | \$ <u>1,400.00</u>          |
| 14.0                                   | NO BID ITEM | <u>UTILITIES</u> | NO BID ITEM |                             |
| <b>TOTAL FOR PERMIT <u>D-73-82</u></b> |             |                  |             | <b>\$ <u>142,816.00</u></b> |

**A F F I D A V I T**

1162

**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:**

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](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: Bohmont Construction & Supplies, Inc.

Authorized Signature: Barbara J. Jones Date: 4-9-07

# CONTRACTOR LICENSE

Authorized by the

**West Virginia Contractor Licensing Board**

Number: WV031168

**Classification:**

**EXCAVATION**

BOMONT CONSTRUCTION & SUPPLIES INC  
PO BOX 9046  
BOMONT, WV 25030

**Date Issued**

**Expiration Date**

MAY 25, 2006

MAY 25, 2007



**WEST VIRGINIA  
CONTRACTOR  
LICENSING  
BOARD**

*Barbara J. Jones*  
Authorized Company Signature

*Michael A. Carl*  
Chair, West Virginia Contractor  
Licensing Board

This license, or a copy thereof, must be posted in a conspicuous place at every construction site where work is being performed. This license number must appear in all advertisements, on all bid submissions and on all fully executed and binding contracts. This license cannot be assigned or transferred by license. Issued under provisions of West Virginia Code, Chapter 21, Article 11.





**PRODUCER:**

BrickStreet Mutual Insurance Company  
4700 MacCorkle Ave., S.E.  
Charleston, WV 25304

**CERTIFICATE HOLDER:**

BOMONT CONSTRUCTION & SUPPLIES INC  
PO BOX 9046  
BOMONT WV 25030

**INSURED:**

BOMONT CONSTRUCTION & SUPPLIES INC  
PO BOX 9046  
BOMONT WV 25030

**CERTIFICATE OF INSURANCE**

The policy of insurance listed below has been issued to the insured named above for the policy period and coverage indicated. This certificate is issued as a matter of information only and confers no rights upon the certificate holder. This certificate does not amend, extend or alter the coverage afforded by the policy below. Coverage is contingent on the insured's compliance with policy conditions and premium payment.

If the policy is canceled before the expiration date, BrickStreet Mutual Insurance Company will endeavor to mail a written notice to the certificate holder within 30 days of cancelation. Failure to mail the notice shall impose no obligation or liability of any kind upon BrickStreet Mutual Insurance Company.

**POLICY NUMBER: WC10017461-03**

**DATE CERTIFICATE ISSUED: 12/21/2006**

**POLICY EFFECTIVE DATE: 1/1/2007**

**POLICY EXPIRATION DATE: 10/26/2007**

**WORKERS COMPENSATION AND EMPLOYERS LIABILITY**

**LIMITS / COVERAGE**

**WORKERS COMPENSATION - STATUTORY LIMITS**

**EMPLOYERS LIABILITY LIMITS:**

|                                   |                     |                      |
|-----------------------------------|---------------------|----------------------|
| <b>BODILY INJURY BY ACCIDENT:</b> | <b>\$100,000.00</b> | <b>EACH ACCIDENT</b> |
| <b>BODILY INJURY BY DISEASE:</b>  | <b>\$500,000.00</b> | <b>POLICY LIMIT</b>  |
| <b>BODILY INJURY BY DISEASE:</b>  | <b>\$100,000.00</b> | <b>EACH EMPLOYEE</b> |

**WV BROAD FORM EMPLOYERS LIABILITY ENDORSEMENT -  
COVERAGE FOR WV CODE 23-4-2(d)(2)(ii)**

**FEDERAL COAL MINE HEALTH AND SAFETY ACT COVERAGE ENDORSEMENT -  
COVERAGE FOR WV CODE 23-4b-1 - FEDERAL BLACK LUNG COVERAGE**

**SPECIAL PROVISIONS IF ANY:**

|   |  |   |
|---|--|---|
| <b>ACORD CERTIFICATE OF LIABILITY INSURANCE</b>   |  | DATE (MM/DD/YYYY)<br>8/22/2006  |
| PRODUCER (304) 720-2000 FAX (304) 720-2002<br>Mountain State Insurance Agency<br>4307 MacCorkle Avenue<br>Charleston WV 25304 |  | THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. |
| INSURED<br>Bomont Construction & Supplies Inc.<br>5 Valley View Drive<br>Clendenin WV 25045                                   |  |   |
|   |  | <b>INSURERS AFFORDING COVERAGE</b>  |
|   |  | INSURER A: <b>State Auto Insurance</b> NAIC # <b>11017</b>  |
|   |  | INSURER B:  |
|   |  | INSURER C:  |
|   |  | INSURER D:  |
|   |  | INSURER E:  |

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

| INSR (ADD'L LTR)   | TYPE OF INSURANCE   | POLICY NUMBER | POLICY EFFECTIVE DATE (MM/DD/YYYY) | POLICY EXPIRATION DATE (MM/DD/YYYY) | LIMITS  |
|--|---|---------------|------------------------------------|-------------------------------------|---|
| A  | GENERAL LIABILITY   | SPP226075200  | 5/19/2006                          | 5/19/2007                           | EACH OCCURRENCE \$ 1,000,000  |
|  | <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY  |               |                                    |                                     | DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000                        |
|  | <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR                            |               |                                    |                                     | MED EXP (Any one person) \$ 5,000   |
|  |   |               |                                    |                                     | PERSONAL & ADV INJURY \$ 1,000,000  |
|  |   |               |                                    |                                     | GENERAL AGGREGATE \$ 2,000,000  |
|  |   |               |                                    |                                     | PRODUCTS - COM/PROP AGG \$ 2,000,000  |
| GEN'L AGGREGATE LIMIT APPLIES PER:<br><input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC |   |               |                                    |                                     |   |
| A  | AUTOMOBILE LIABILITY  | BAP2127669    | 5/19/2006                          | 5/19/2007                           | COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000                            |
|  | <input checked="" type="checkbox"/> ANY AUTO  |               |                                    |                                     | BODILY INJURY (Per person) \$   |
|  | <input type="checkbox"/> ALL OWNED AUTOS  |               |                                    |                                     | BODILY INJURY (Per accident) \$   |
|  | <input type="checkbox"/> SCHEDULED AUTOS  |               |                                    |                                     | PROPERTY DAMAGE (Per accident) \$   |
|  | <input checked="" type="checkbox"/> HIRED AUTOS   |               |                                    |                                     |   |
|  | <input checked="" type="checkbox"/> NON-OWNED AUTOS   |               |                                    |                                     |   |
|  | GARAGE LIABILITY  |               |                                    |                                     | AUTO ONLY - EA ACCIDENT \$  |
|  | <input type="checkbox"/> ANY AUTO   |               |                                    |                                     | OTHER THAN EA ACC \$  |
|  |   |               |                                    |                                     | AUTO ONLY: AGG \$   |
| A  | EXCESS/UMBRELLA LIABILITY   | SPP226075200  | 5/19/2006                          | 5/19/2007                           | EACH OCCURRENCE \$ 1000000  |
|  | <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE                            |               |                                    |                                     | AGGREGATE \$ 1000000  |
|  | <input type="checkbox"/> DEDUCTIBLE   |               |                                    |                                     | \$  |
|  | <input type="checkbox"/> RETENTION \$   |               |                                    |                                     | \$  |
| A  | WORKERS COMPENSATION AND EMPLOYERS' LIABILITY   | SPP226075200  | 5/19/2006                          | 5/19/2007                           | WC STATUTORY LIMITS <input type="checkbox"/> OTHER <input type="checkbox"/> |
|  | ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? if yes, describe under SPECIAL PROVISIONS below |               |                                    |                                     | E.L. EACH ACCIDENT \$ 1,000,000   |
|  |   |               |                                    |                                     | E.L. DISEASE - EA EMPLOYEE \$ 1,000,000                                     |
|  |   |               |                                    |                                     | E.L. DISEASE - POLICY LIMIT \$ 1,000,000                                    |
|  | OTHER   |               |                                    |                                     |   |

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENTS/SPECIAL PROVISIONS  
 Verification of coverage

|   |  |
|---|--|
| <b>CERTIFICATE HOLDER</b><br><br>State of West Virginia<br>Department of Administration<br>Purchasing Division<br>2019 Washington Street, East<br>Charleston, WV 25305-0130 | <b>CANCELLATION</b><br><br>SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL <u>10</u> DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.<br><br>AUTHORIZED REPRESENTATIVE<br>Beverly Holstine/BEV <i>Beverly C Holstine</i> |
|---|--|

**BID BOND**

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Bomont Construction & Supplies, Inc.  
of Bomont, West Virginia, as Principal, and Companion Property and Casualty Insurance  
Company of Columbia, South Carolina, a corporation organized and existing under the laws of the State of South Carolina with its principal office in the City of Columbia, as Surety, are held and firmly bound unto the State of West Virginia, as Obligee, in the penal sum of \*\* (\$ \*\*\*) for the payment of which, well and truly to be made, we jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns.

The Condition of the above obligation is such that whereas the Principal has submitted to the Purchasing Section of the Department of Administration a certain bid or proposal, attached hereto and made a part hereof, to enter into a contract in writing for DEP13703 Reclamation: Restoration of Land

NOW THEREFORE,

- (a) If said bid shall be rejected, or
- (b) If said bid shall be accepted and the Principal shall enter into a contract in accordance with the bid or proposal attached hereto and shall furnish any other bonds and insurance required by the bid or proposal, and shall in all other respects perform the agreement created by the acceptance of said bid, then this obligation shall be null and void, otherwise this obligation shall remain in full force and effect. It is expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no event, exceed the penal amount of this obligation as herein stated.

The Surety, for the value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no way impaired or affected by any extension of the time within which the Obligee may accept such bid, and said Surety does hereby waive notice of any such extension.

IN WITNESS WHEREOF, Principal and Surety have hereunto set their hands and seals, and such of them as are corporations have caused their corporate seals to be affixed hereunto and these presents to be signed by their proper officers, this 10th day of April, 2007.

Principal Corporate Seal

Bomont Construction & Supplies, Inc.  
(Name of Principal)  
By Barbara J. Jones  
(Must be President or Vice President)  
President  
(Title)

Surety Corporate Seal

Companion Property and Casualty Insurance Company  
(Name of Surety)  
AH  
Andrew C. Heaner, Attorney-in-Fact

**IMPORTANT – Surety executing bonds must be licensed in West Virginia to transact surety insurance. Raised corporate seals must be affixed, a power of attorney must be attached.**

\*\* Five Percent of the Amount Bid - Penal Sum Not to Exceed Ten Thousand and no/100 Dollars

\*\*\* 5% of the Amount Bid - Penal Sum not to Exceed \$10,000

# COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY

P. O. Box 100165 (29202)  
51 Clemson Road  
Columbia, SC 29229

## GENERAL POWER OF ATTORNEY

Know all men by these Presents, that the COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY had made, Constituted and appointed, and by these presents does make, Constitute and appoint Andrew C. Heaner of Atlanta, Georgia; Richard L. Shanahan of Atlanta, Georgia; Stefan E. Tauger of Parker, Colorado; Arthur S. Johnson of Atlanta, Georgia; Jessica B. Gardiner of Loganville, Georgia; Mary F. Holland of Chamblee, Georgia; James E. Feldner of West Lake, Ohio; Jeffery L. Booth of Parma, Ohio; Cheryl L. Torrao of Canton, Georgia; Garry W. Black of Murfreesboro, Tennessee; Martha G. Ross of Charlotte, North Carolina; David R. Brett of Columbia, South Carolina; or Donald H. Gibbs of Atlanta, Georgia, EACH as its true and lawful attorney for it and its name, place and stead to execute on behalf of the said company, as surety, bonds, undertakings and contracts of suretyship to be given to all obligees provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount of the sum of **\$1,000,000 (One Million dollars)**.

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted pursuant to due authorization by the Executive Committee of the Board of Directors of the COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY on the 24<sup>th</sup> day of December 2003.

RESOLVED, that the Chairman, President or any Vice President of the Company be, and that each or any of them hereby is, authorized to execute Powers of Attorney qualifying the attorney named in the given Power of Attorney to execute in behalf of the COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY bonds, undertakings and all contracts of suretyship; and that any Officer, Secretary or any Assistant Secretary be, and that each or any of them hereby is, authorized to attest the execution of any such Power of Attorney, and to attach thereto the seal of the Company.

FURTHER RESOLVED, that the signature of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company when so affixed and in the future, with respect to any bond undertaking or contract of suretyship to which it is attached.

In Witness Whereof, the COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY has caused its official seal to be hereto affixed, and these presents to be signed by its President and attested by its Vice President this 22<sup>nd</sup> day of December 2006.

Attest: COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY

By: \_\_\_\_\_

Charles M. Potok, President

Curtis C. Stewart  
Curtis C. Stewart, Vice President & CFO

STATE OF SOUTH CAROLINA  
COUNTY OF RICHLAND

On this 22<sup>nd</sup> day of December, 2006, before me personally came the above named officers to me known, who being by me duly sworn, did depose and say that they reside in Columbia, in the County of Richland, State of SC, at Columbia; that they are the President and Vice President & CFO of COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY, the corporation described in and which executed the above instrument; that they know the seal of the said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed and that they signed their names thereto pursuant to due authorization.

Notary Public, State of SC, Qualified in Richland County Commission Expires: 7/16/14

STATE OF SOUTH CAROLINA  
COUNTY OF RICHLAND

I, the undersigned, an Officer of COMPANION PROPERTY AND CASUALTY INSURANCE COMPANY, a South Carolina Corporation, DO HEREBY CERTIFY that the foregoing and attached Power of Attorney remains in full force and has not been revoked; and, furthermore, that the Resolution of the Executive Committee of the Board of Directors set forth in the Power of Attorney is now in force.

Signed and sealed at the City of Columbia, Dated the 10<sup>th</sup> day of April, 2007

Curtis C. Stewart  
Curtis C. Stewart, Vice President & CFO