



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  
**668C0002**

PAGE  
**1**

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

BIDDING

**\*804140643 978-251-8553**  
**EASTERN SALT COMPANY INC**  
**15 TYNGSBORO ROAD**  
  
**NORTH CHELMSFORD MA 01863**

SHIP TO

**DIVISION OF HIGHWAYS**  
**VARIOUS LOCALES AS INDICATED**  
**BY ORDER**

DATE PRINTED <b>07/29/2007</b>	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
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BID OPENING DATE: **08/22/2007** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	TN		775-45		
<p><b>SODIUM CHLORIDE</b></p> <p><b>NOTE: SEE 3, BIDDING INSTRUCTIONS, 2ND PARAGRAPH.</b></p> <p><b>OPEN END CONTRACT</b></p> <p><b>TO FURNISH ALL LABOR, MATERIALS AND EQUIPMENT TO SUPPLY SODIUM CHLORIDE TO THE WEST VIRGINIA DIVISION OF HIGHWAYS AT THE LOCATIONS AND IN THE ESTIMATED QUANTITIES SET OUT IN THE ATTACHED BID SCHEDULE.</b></p> <p><b>EXHIBIT 3</b></p> <p><b>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 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.</b></p> <p><b>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.</b></p> <p><b>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</b></p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS			
SIGNATURE 	TELEPHONE 978-251-8553	DATE August 17, 2007	
TITLE Meghan L. Mahoney, Vice President	FEIN 04-3195218	<b>ADDRESS CHANGES TO BE NOTED ABOVE</b>	

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



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<p>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> <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 AUTOMATI-</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE 	TELEPHONE <b>978-251-8553</b>	DATE <b>August 17, 2007</b>
TITLE <b>Meghan L. Mahoney, Vice President</b>		04-3195218
ADDRESS CHANGES TO BE NOTED ABOVE		

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<p>CALLY 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 BANK. THE SUCCESSFUL VENDOR MUST ACCEPT THE STATE OF WEST VIRGINIA VISA PURCHASING CARD FOR PAYMENT OF ALL ORDERS PLACED BY ANY STATE AGENCY AS A CONDITION OF AWARD.</p> <p>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 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-</p>						

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S H I P T O

DIVISION OF HIGHWAYS  
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				<p>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 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</p>		

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SIGNATURE  TELEPHONE 978-251-8553 DATE August 17, 2007

TITLE Meghan L. Mahoney, Vice President FEIN 04-3195218 ADDRESS CHANGES TO BE NOTED ABOVE

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<p>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> <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 TERM OF THE CONTRACT, BIDDER WILL NOTIFY THE PURCHASING DIVISION IN WRITING IMMEDIATELY.</p> <p style="text-align: right;">BIDDER: <u>EASTERN SALT COMPANY, INC.</u></p>						

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VENDOR

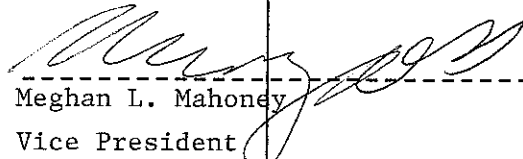
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<p>DATE: August 17, 2007</p> <p>SIGNED:             Meghan L. Mahoney            Vice President</p> <p>TITLE:</p> <p>* CHECK ANY COMBINATION OF PREFERENCE CONSIDERATION(S) IN EITHER "A" OR "B", OR BOTH "A" AND "B" WHICH YOU ARE ENTITLED TO RECEIVE. 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> <p>SEALED BID</p> <p>BUYER: 33</p>						

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 TITLE Meghan L. Mahoney, Vice President 04-3195218 ADDRESS CHANGES TO BE NOTED ABOVE

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				668C0002		
				RFQ. NO.:		
				BID OPENING DATE AND TIME		
				PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID:		
				978-251-8244		
				CONTACT PERSON (PLEASE PRINT CLEARLY):		
				Jason Archambault		
				***** THIS IS THE END OF RFQ 668C0002 ***** TOTAL:		

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

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TITLE Meghan L. Mahoney, Vice President	04-3195218	ADDRESS CHANGES TO BE NOTED ABOVE

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### 1. SPECIFICATIONS

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

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

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

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

West Virginia Division of Highways  
Engineering Division, Technical Division  
Building 5, Room A-650  
1900 Kanawha Blvd., East  
Charleston, West Virginia 25305  
Phone: 304-558-2885

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

### 2. ACCEPTANCE AND DELIVERY GUARANTEE

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

The Vendor shall guarantee delivery, as requested by the Division of Highways, of one hundred and twenty-five (125) percent of the total estimated award quantity stated in this contract. All guaranteed deliveries shall be completed prior to March 15, 2008.

Bidder agrees, by execution of this bid, that the guaranteed accepted quantity (seventy percent of total estimated needs) shall be delivered to Division of Highways storage sites or in a Department of Environmental Protection approved stockpile(s) by December 15, 2007.

### 3. BIDDING INSTRUCTIONS

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

Bidders submitting bids for a specific county shall bid all of that county's locations - one unit price - for the county sites listed on the attached Bid Schedules. This shall apply to the listed Interstate and Corridor sites as well.



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

4. CONTRACT AWARD

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

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

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

5. DELIVERY

State Contract Purchase Orders (SCO) for delivery to individual Division of Highways Storage Sites will be issued to the Vendor awarded a contract for the county locations (see Bid Schedule).

From December 1, 2007 through March 31, 2008 delivery shall be made within seven (7) calendar days after vendor is notified by the Division of Highways.

Original delivery tickets for each delivered load to the Division's storage sites must be signed and retained by a DOH employee at the delivery location.

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

6. SAMPLING AND TESTING

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

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

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

7. WEIGHING MATERIALS DELIVERED BY TRUCK

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

8. SUPPLYING OTHER ORGANIZATIONAL ENTITIES

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

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

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

9. VENDOR'S INVOICES

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

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

NOTE: Under no circumstance will the West Virginia Division of Highways accept, or pay for, quantities of materials in excess of the quantity stated on the State Contract Purchase Orders (SCO).

10. BID SCHEDULE

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

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

DISTRICT 1

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	County Bid Price (PER TON)
Boone	Clinton @ WV 85	960	
Boone	Rock Creek	1300	
Boone	Seth	810	<u>No Bid</u>
Clay	Widen Rd. @ Cr 11	1020	
Clay	Maysel	480	<u>No Bid</u>
Kanawha	Chelyan	1050	
Kanawha	Elkview	1260	
Kanawha	North Charleston	1650	
Kanawha	St. Albans	1050	
Kanawha	I-64 @ Scary	690	
Kanawha	I-64 @ Rt. 119 & Penn Ave.	1110	
Kanawha	I-77 @ Sissonville	870	
Kanawha	I-79 @ Amma	750	
Kanawha	Corridor G @ Alum Creek	810	<u>No Bid</u>
Mason	Point Pleasant	1680	<u>No Bid</u>
Putnam	Red House	660	
Putnam	Hurricane @ Rt. 34	510	<u>No Bid</u>

16660

10. BID SCHEDULE (Continued)

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

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

## DISTRICT 2

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	County Bid Price (PER TON)
Cabell	Barboursville	2500	
Cabell	I-64 @ Huntington	1400	No Bid
Lincoln	West Hamlin	900	
Lincoln	Yawkey	800	
Lincoln	Harts	800	No Bid
Logan	Chapmanville	800	
Logan	Corridor G @ Chapmanville	1000	
Logan	Wilkinson	1300	
Logan	Man	1000	No Bid
Mingo & Corr. G.	Miller's Creek	2200	
Mingo	Gilbert	800	No Bid
Wayne	Pritchard	800	
Wayne	Wayne	1200	
Wayne	Crum	600	No Bid

16/00

10. BID SCHEDULE (Continued)

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

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

## DISTRICT 3

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	County Bid Price (PER TON)
Calhoun	Millstone	1000	No Bid
Jackson	Ripley	1500	
Jackson	I-77 @ Medina	700	No Bid
Pleasants	Belmont	700	No Bid
Ritchie	Ellenboro	1500	
Ritchie	Corridor D @ Nutter Farm	500	
Ritchie	Corridor D @ Greenwood	700	No Bid
Roane	Lefthand @ WV 36	200	
Roane	Amber Hill @ US 119	100	
Roane	Spencer	1000	No Bid
Wirt	Elizabeth	1000	No Bid
Wood	Parkersburg @ Rt. 95S	1500	
Wood	I-77 @ Parkersburg	1500	No Bid

11900

10. BID SCHEDULE (Continued)

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

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

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	County Bid Price (PER TON)
Doddridge	Smithburg	1500	<u>No Bid</u>
Harrison	Gore	4000	
Harrison	Saltwell	1500	
Harrison	I-79 @ Goshen Rd.	2500	
Harrison	I-79 @ Lost Creek	2500	
APD 50	Tunnel Hill	2500	<u>No Bid</u>
Marion	Fairmont	1500	
Marion	Mannington	1000	<u>No Bid</u>
Monongalia	Sabraton	3500	
Monongalia	Pentress	1500	<u>No Bid</u>
Preston	Albright	2500	
Preston	Bruceton	1500	
Preston	Terra Alta	1000	
Preston	Fellowsville	1100	
Preston	Aurora	1500	
I-68	Cooper's Rock	4000	<u>No Bid</u>
Taylor	Fetterman/Prunytown	2500	

36100

10. BID SCHEDULE (Continued)

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

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

DISTRICT 5

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	County Bid Price (PER TON)
Berkeley & I-81	Martinsburg	3000	<u>\$67.31</u>
Grant	Petersburg	1000	
Grant	Mt. Storm	2000	<u>\$74.25</u>
Hampshire	Romney	700	
Hampshire	Capon Bridge	400	
Hampshire	Slanesville	300	<u>\$74.75</u>
Hardy	Moorefield	900	
Hardy	Baker	1300	<u>\$73.80</u>
Jefferson	Charles Town	1000	<u>NO BID</u>
Mineral	New Creek	800	
Mineral	Sky Line	800	
Mineral	Short Gap	300	<u>NO BID</u>
Morgan	Berkeley Springs	900	
Morgan	Largent	350	<u>\$68.45</u>

13750

10. BID SCHEDULE (continued)

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

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

## DISTRICT 6

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	County Bid Price (PER TON)
Brooke	Wellsburg	2500	
Brooke	Weirton	2000	No Bid
Hancock	New Manchester	2000	No Bid
Marshall	Glen Dale	3500	
Marshall	Cameron	1500	No Bid
Ohio	Triadelphia	2500	
Ohio	I-70 @ Triadelphia	2700	No Bid
Tyler	Sistersville	1000	
Tyler	Centerville	1000	No Bid
Wetzel	New Martinsville	1900	
Wetzel	Pine Grove	1000	
Wetzel	Hundred	1200	No Bid

20800



10. BID SCHEDULE (Continued)

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

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

DISTRICT 7

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	County Bid Price (PER TON)
Barbour	Phillipi	2500	
Barbour	Belington	1500	<i>No Bid</i>
Braxton	Gassaway	1000	
Braxton	Heaters	800	
Braxton	I-79 @ Coon Knob	1400	
Braxton	I-79 @ Burnsville	1200	<i>No Bid</i>
Gilmer	Glenville	1200	<i>No Bid</i>
Lewis	Weston	1800	
Lewis	Corridor H @ Mudlick	1200	<i>No Bid</i>
Upshur	Clow Lot @ Buckhannon	2300	
Upshur	Tennerton	800	
Upshur	Kanawha Head	800	
Upshur	Kanawha Head	800	
Upshur	Corridor H @ Buckhannon	800	<i>No Bid</i>
Webster	Cherry Falls	1000	
Webster	Cowen	800	
Webster	Hacker Valley	300	<i>No Bid</i>

20200

10. BID SCHEDULE (Continued)

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

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

DISTRICT 8

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	County Bid Price (PER TON)
Pendleton	Franklin	1000	
Pendleton	Judy Gap	500	
Pendleton	Brandywine	300	
Pendleton	Onego	250	No Bid
<hr/>			
Pocahontas	Marlinton	800	
Pocahontas	Seebert	700	
Pocahontas	Green Bank	600	
Pocahontas	Bartow (Thornwood)	500	
Pocahontas	Slaty Fork	800	No Bid
<hr/>			
Randolph	Elkins	3500	
Randolph	Harmon	1200	
Randolph	Coalton	2000	
Randolph	Valley Head	500	
Randolph	Mill Creek	1500	
Randolph	Pickens	350	No Bid
<hr/>			
Tucker	Parsons	1500	
Tucker	Thomas	2000	
<hr/>			

17900

10. BID SCHEDULE (Continued)

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

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

DISTRICT 9

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	County Bid Price (PER TON)
Fayette	Oak Hill	2000	
Fayette	Corridor L @ Oak Hill	1000	
Fayette	Lookout	2000	
Fayette	Glen Ferris	900	No Bid
Greenbrier	Lewisburg	1200	
Greenbrier	Crawley	2000	
Greenbrier	I-64 @ Harts Run	1200	No Bid
Monroe	Union	800	
Monroe	Peterstown	400	No Bid
Nicholas	Summersville	2000	
Nicholas	Curtin	1200	
Nicholas	Corridor L @ Muddlety	1800	No Bid
Summers	Hinton	2000	No Bid

18500

10. BID SCHEDULE (Continued)

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

SODIUM CHLORIDE

(DOH CLASSIFICATION 011-010-000001)

DISTRICT 10

COUNTY	DELIVERY SITE	ESTIMATED NEEDS (TONS)	County Bid Price (PER TON)
McDowell	Havaco	1600	
McDowell	Yukon	400	
McDowell	Johnnycake Mt.	600	
McDowell	Raysel	200	No Bid
Mercer	Princeton @ WV 20	3800	
Mercer	Flat Top	1200	
Mercer	I-77 @ Princeton	2200	No Bid
Raleigh	Skelton	3600	
Raleigh	Bolt	1500	
Raleigh	I-64 @ Bragg	2800	No Bid
Wyoming	Pineville	3000	
Wyoming	Still Run	2500	
Wyoming	Hanover	600	No Bid

24000

BIDDING FOB VENDORS STORAGE LOT

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

<u>Location of Storage Site</u>	<u>Bid Price (\$/Ton) F.O.B Vendor's Storage Site (Note 1)</u>
Baltimore, MD	\$55.00
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

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

**DISTRICT ADDRESSES**

**District One**  
1334 Smith Street  
Charleston, West Virginia 25301-1492

**District Six**  
1 DOT Drive  
Moundsville, West Virginia 26041-1605

**District Two**  
801 Madison Avenue  
Huntington, West Virginia 25712-0880

**District Seven**  
255 Depot Street  
Weston, West Virginia 26452-1228

**District Three**  
624 Depot Street  
Parkersburg, West Virginia 26102-0308

**District Eight**  
US 219 North  
Elkins, West Virginia 26241-1516

**District Four**  
I-79 & Meadowbrook Road  
Clarksburg, West Virginia 26302-2570

**District Nine**  
103 1/2 Church Street  
Lewisburg, West Virginia 24901

**District Five**  
US Route 50  
Post Office Box 99  
Burlington, West Virginia 26710-0099

**District Ten**  
270 Hardwood Lane  
Princeton, West Virginia 24740-2737

P E N N S Y L V A N I A

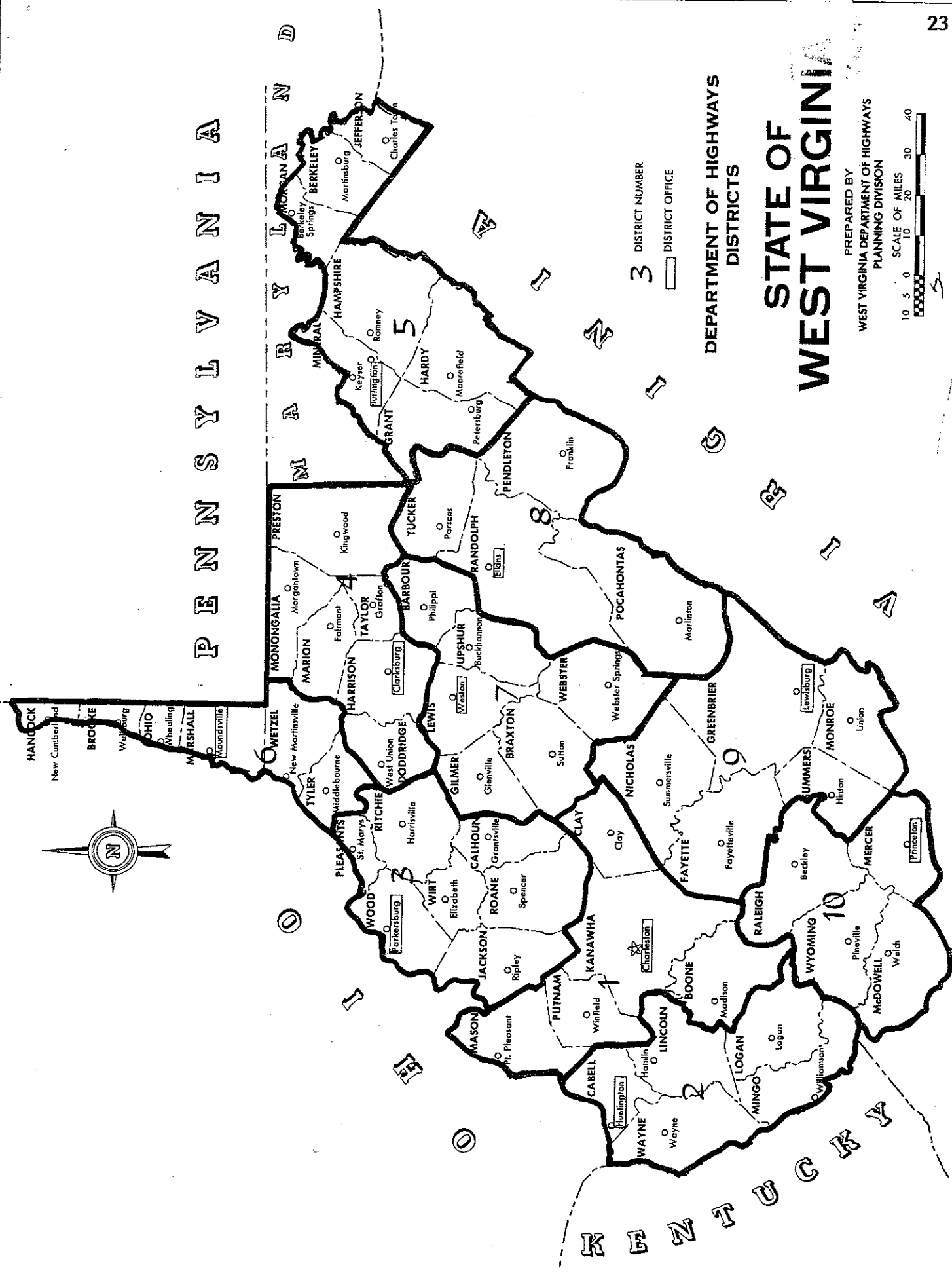
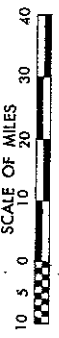
M A R Y L A N D

K E N T U C K Y

# STATE OF WEST VIRGINIA

DEPARTMENT OF HIGHWAYS  
DISTRICTS

PREPARED BY  
WEST VIRGINIA DEPARTMENT OF HIGHWAYS  
PLANNING DIVISION



3 DISTRICT NUMBER

□ DISTRICT OFFICE



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  
 668C0002

PAGE  
 1

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

VENDOR

\*804140643 978-251-8553  
 EASTERN SALT COMPANY INC  
 15 TYNGSBORO ROAD  
  
 NORTH CHELMSFORD MA 01863

SHIP TO

DIVISION OF HIGHWAYS  
 VARIOUS LOCALES AS INDICATED  
 BY ORDER

DATE PRINTED 08/06/2007	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
----------------------------	---------------	----------	--------	---------------

BID OPENING DATE: 08/22/2007 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO.	ITEM NUMBER	UNIT PRICE	AMOUNT
				ADDENDUM NO. 1		
				CHANGES TO THE SPECIFICATIONS - PAGE 17, DISTRICT 7 LEWIS COUNTY, DELIVERY SITE READS: WESTON TO READ: WESTON (BEN DALE)  UPSHUR COUNTY - DUPLICATE ENTRY OF DELIVERY SITE DELETED ONE (1) KANAWHA HEAD  BID OPENING DATE AND TIME REMAINS THE SAME NO OTHER CHANGES		
0001	1	TN		775-45		
				SODIUM CHLORIDE		
***** THIS IS THE END OF RFQ 668C0002 ***** TOTAL						

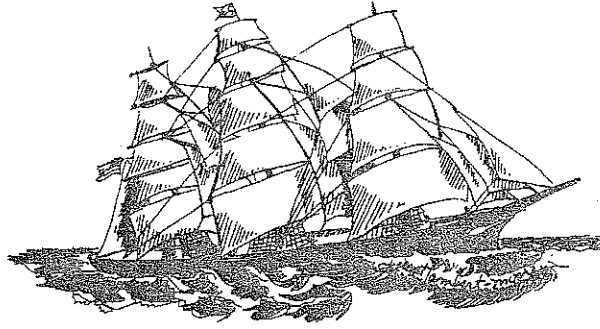
SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE 	TELEPHONE 978-251-8553	DATE August 17, 2007
TITLE Meghan L. Mahoney Vice	FEN President 04-3195218	ADDRESS CHANGES TO BE NOTED ABOVE

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



OFFICE:  
15 Tyngsboro Road  
North Chelmsford, MA 01863  
Phone: 978 ■ 251-8553  
Fax: 978 ■ 251-8244



PLANT:  
37 Marginal Street  
Chelsea, MA 02150  
Phone: 617 ■ 884-5201  
800 ■ 799-7258

## Eastern Salt Company, Inc.

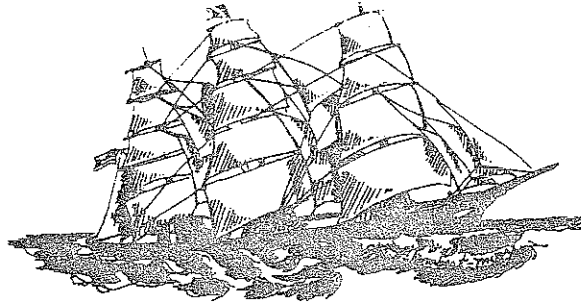
### CERTIFICATION OF GOOD FAITH

The undersigned certifies under penalties of perjury that this bid or proposal has been made and submitted in good faith and without collusion or fraud with any other person. As used in this certification, the word "person" shall mean any natural person, business, partnership, corporation, union, committee, club, or other organization, entity, or group of individuals.

  
Meghan L. Mahoney, Vice President

Eastern Salt Company, Inc.

OFFICE:  
15 Tyngsboro Road  
North Chelmsford, MA 01863  
Phone: 978 ■ 251-8553  
Fax: 978 ■ 251-8244

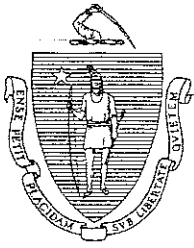


PLANT:  
37 Marginal Street  
Chelsea, MA 02150  
Phone: 617 ■ 884-5201  
800 ■ 799-7258

## Eastern Salt Company, Inc.

Eastern Salt Company, Inc. is pleased to announce we have been certified as a Woman Owned Business Enterprise (WBE) in the Commonwealth of Massachusetts. Attached you will find the certification notice.

Eastern Salt looks forward to providing you with quality service in the upcoming winter season. If you should have any questions please do not hesitate to contact our office.



**COMMONWEALTH OF MASSACHUSETTS**  
DEPARTMENT OF BUSINESS AND TECHNOLOGY  
**STATE OFFICE OF MINORITY AND WOMEN BUSINESS ASSISTANCE**

Massachusetts Transportation Building  
Ten Park Plaza, Suite 3740, Boston, MA 02116

Internet: <http://www.somwba.state.ma.us>

E-Mail: [webmaster@somwba.state.ma.us](mailto:webmaster@somwba.state.ma.us)

TELEPHONE:  
(617) 973-8692

FACSIMILE:  
(617) 973-8637

DEVAL L. PATRICK  
GOVERNOR

TIMOTHY P. MURRAY  
LIEUTENANT GOVERNOR

ROBERT L. FORTES  
EXECUTIVE DIRECTOR

May 3, 2007

Ms. Shelagh Mahoney  
**EASTERN SALT COMPANY INC**  
15 Tyngsboro Road  
North Chelmsford, MA 01863

Dear Ms. Mahoney:

The State Office of Minority and Women Business Assistance (SOMWBA) is in receipt of your certification renewal information (application). This consists of your request to renew the certification of **EASTERN SALT COMPANY INC** and the required certification renewal information and documentation. Accordingly, SOMWBA has updated your file with this information and documentation. No substantive review of your company was done at this time.

Based on your certification renewal information (application), the certification of **EASTERN SALT COMPANY INC** as a woman business enterprise (WBE) with the business description of **SUPPLIER OF ROAD SALT USED FOR DE-ICING ROADWAYS DURING WINTER SEASON** has been renewed effective the date of this letter. The company will remain listed in the SOMWBA Directory of certified businesses and The Central Register, which is published by the Office of the Secretary of State unless its certification is revoked. Unless revoked, this certification will last for a period of two years and will automatically expire as of **June 12, 2009**, unless by that date, the certification of the company is renewed again or the company is recertified.

To renew the company's certification at that time, you will need to submit the following information to SOMWBA no later than 30 business days prior to **June 12, 2009**.

- 1) All company financial statements since the date of the company's then most recent SOMWBA certification;
- 2) A signed copy of all U.S. Tax Returns and Schedules since the date of the company's then most recent SOMWBA renewal;
- 3) Corporations must submit all Annual Reports/Letters of Good Standing filed with the Secretary of (YOUR) State since the date of the company's then most recent renewal; and

**PLEASE NOTE THAT ITEMS 4-6 CAN BE COMBINED ON ONE NOTARIZED STATEMENT**

- 4) **A notarized statement that indicates:**

"I certify under the pains and penalties of perjury that no significant changes affecting eligibility as a certified Minority/Minority-Woman/Woman/Portuguese business enterprise have occurred since the date of the company's then most recent date of SOMWBA certification as defined in State regulations 425 CMR 2.00 State Office of Minority and Women Business Assistance."

- 5) **A notarized statement that indicates either "A or B" as referenced below.**

A. "I certify under the pains and penalties of perjury that (Insert your Company Name) has not received any contract(s) as a result of having been SOMWBA certified."

B. "I certify under the pains and penalties of perjury that: (Insert your Company Name) has received a contract(s) as a result of having been SOMWBA certified." List all contract names, contract amounts and the names of the agencies with which you have contracted from the date of your last SOMWBA renewal."

6) **A notarized statement that indicates:**

A. "I certify under the pains and penalties of perjury that (Insert your Company Name) has (number) of employees for each year end given; include owner(s)."


Furthermore, you have a continuing duty to notify SOMWBA of a change in any information that is relevant to the firm's certification eligibility and to ensure that the information and documentation relied upon by SOMWBA to certify or to maintain the certification of the business enterprise is accurate, complete and not misleading. You are required to notify SOMWBA in writing of any change of such information or documentation within thirty calendar days. By way of example and not limitation, any change in ownership, control, investment, ongoing or independence may be considered material. Failure to abide by the continuing duty requirements shall constitute grounds for the business entity's decertification.

Additionally, every six years, certified companies that wish to remain certified must undergo a substantive review of their certification status with a SOMWBA certification specialist who will re-evaluate the company to determine whether it continues to meet the applicable certification criteria. If you wish to recertify your company when it becomes due for substantive review, you will need to submit the applicable recertification application and all required information and documentation to SOMWBA no later than forty-five (45) business days prior to the date of certification expiration (i.e., the recertification date). At that time, a certification specialist will be assigned to evaluate your company and will make a report and recommendation to the Certification Committee (CC) on whether or not the company continues to meet the applicable certification criteria.

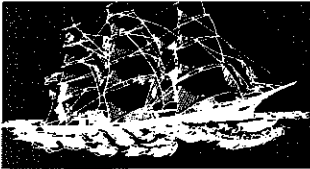
**As provided above in 425 CMR 2.00, if your company has a change of address or telephone number, please send a signed letter within thirty days of the change on company letterhead to notify SOMWBA of the new address or telephone number.**

During the period of your certification, if you have any further questions regarding your certification renewal, please direct them to Ms. Nedra D. White, Certification Specialist, (617)973-8648.

Very truly yours,



Robert L. Fortes  
Certification Committee



# CONTACTING EASTERN SALT

## CORPORATE OFFICE

15 Tyngsboro Road  
North Chelmsford, MA 01863

Phone 1-978-251-8553  
1-888-846-9177  
Fax 1-978-251-8244

## SALT TERMINALS

37 Marginal Street  
Chelsea, MA

Phone 1-800-799-SALT  
1-617-884-5201

Rukerts Terminal  
2021 South Clinton Street  
Baltimore, MD

Phone 1-888-846-9177

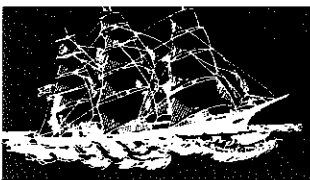


# COMPANY PROFILE

Eastern Salt Company Inc., is an importer and distributor of bulk Road Salt (Sodium Chloride). We are a recognized woman owned business enterprise with corporate headquarters located in North Chelmsford, Massachusetts. Our distribution territory originated in the New England region from our terminal in Chelsea, Massachusetts. Through competitive pricing and reliable service, Eastern Salt Company, Inc. has expanded its operations to span as far south as Baltimore, Maryland.

Dedication to a singular goal, and a reputation for around the clock reliability, has set us apart from our diversified competitors and made Eastern Salt Company a leader in Bulk Road Salt Distribution. Our goal is to provide high quality service through on time delivery and proactive communication. We are committed to providing our customers with a product to keep road conditions safe, even in the harshest of winters.

EASTERN SALT COMPANY, INC. ■ 888-846-9177 ■ 978-251-8553 ■ [www.easternsalt.com](http://www.easternsalt.com)



# LOCATIONS & DIRECTIONS

## EASTERN SALT TERMINAL CHELSEA, MA

### FROM THE SOUTH

Rte 93 to Rte 1 North  
Rte 1 to Chelsea Waterfront Exit (Beacon St.)  
Go right off ramp  
Take first right on Williams Street  
Follow Williams St. to Marginal St.  
Salt Yard is at 37 Marginal St.

### FROM THE NORTH

Rte 95 South to Rte 1  
Rte 1 to Carter Street Exit  
(last exit before Tobin Bridge)  
Go right at bottom of ramp  
At light go left on Everett Ave.  
Go right on Broadway  
At 2nd light go left on Williams Street  
Follow Williams St. to Marginal St.  
Salt Yard is at 37 Marginal St.

## EASTERN SALT TERMINAL BALTIMORE, MD

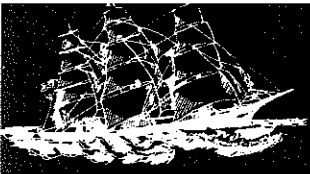
### SOUTHERN POINTS – WASHINGTON, GLEN BURNIE, JESSUP:

I-95 North, staying to the far right through the Fort McHenry tunnel and using the furthest right toll-booth that's open to pay toll because exit #56 (Keith Ave. [no time to cut through traffic]) is right there at the toll-booth. At end of exit make a right and come approximately 3/4's mile, make a right into gate #10 to get truck off the road.

### NORTHERN POINTS – DELAWARE, N.Y., N.J., YORK, PA (from 83 South):

I-83 South to (Balto. Beltway) 695 East, to I-95 South. Take exit #56 (Keith Ave. [last exit before toll booths]). At end of exit make a right (Clinton St.) and come approximately 1/2 mile & make a right into gate #10 to get truck off the road.

EASTERN SALT COMPANY, INC. ■ 888-864-9177 ■ 978-251-8553 ■ [www.roadsalt.com](http://www.roadsalt.com)



# CHEMICAL ANALYSIS SPECIFICATION

## ROCK SALT

		<u>%</u>
Moisture:		0.9
Dry Basis:		
Calcium sulfate	CaSO4	1.87
Calcium Chloride	CaCl2	0.14
Magnesium Chloride	MgCl2	0.14
Sodium Chloride	NaCl	97.87

## SOLAR SALT

		<u>%</u>
Moisture:		2.0
Dry Basis:		
Insoluble Matter in HCL		trace
Al2O3 plus Fe2O3		trace
Calcium Sulfate	CaSO4	0.15
Magnesium Sulfate		0.11
Sodium Sulfate	Na2SO4	0.16
Sodium Chloride	NaCl	99.58

## ANTI-CAKING AGENT

### Yellow Prussiate of Soda (YPS)

Chemical Description:	Sodium Ferrocyanide
Method of Determining Uniform Presence of Inhibitor:	Chemical Method of Inorganic Analysis
Solubility in Water:	Appreciable -33.7 Grams in 100 Grams of water
Photodecomposic of Inhibitor:	In solution it slowly decomposes in sunlight
Quality Used per Ton:	50PPM
Manufacturer:	Degussa



**Material Safety Data Sheet**  
 May be used to comply with  
 OSHA's Hazard Communication Standard,  
 29 CFR 1910.1200. Standard must be  
 consulted for specific requirements.

**U.S. Department of Labor**  
 Occupational Safety and Health Administration  
 (Non-Mandatory Form)  
 Form Approved  
 OBM No. 1218-0072



IDENTITY (As used on Label and List)

**SODIUM CHLORIDE**

Note: Blank spaces are not permitted. If any item is not applicable, or no information is available, the space must be marked to indicate that.

**Section I**

Manufacturer's Name

**EASTERN SALT COMPANY, INC.**

Emergency Telephone Number

**978-251-8553**

Address (Number, Street, City, State, and Zip Code)

**15 Tyngsboro Road**

Telephone Number for Information

**978-251-8553**

**No. Chelmsford, Mass 01863**

Date Prepared

**August 12, 1994**

Signature of Preparer (optional)

**Section II - Hazardous Ingredients/Identity Information**

Hazardous Components (Specific Chemical Identity; Common Name(s))

OSHA PEL

ACGIH TLV

Other Limits Recommended

% (optional)

**NONE**

**Section III - Physical/Chemical Characteristics**

Boiling Point	<b>2670</b>	Specific Gravity (H <sub>2</sub> O = 1)	<b>2.16</b>
Vapor Pressure (mm Hg.)	<b>1 mm</b>	Melting Point	<b>NONE</b>
Vapor Density (AIR = 1)	<b>N.A.</b>	Evaporation Rate (Butyl Acetate = 1)	<b>NONE</b>

Solubility in Water

**98-99%**

Appearance and Odor

**White Crystallize odor**

**Section III - Physical/Chemical Characteristics**

Flash Point (Method Used)	<b>NONE</b>	Flammable Limits	<b>NONE</b>	LEL	UEL
---------------------------	-------------	------------------	-------------	-----	-----

Extinguishing Media

Special Fire Fighting Procedures

Unusual Fire and Explosion Hazards

### Section V – Reactivity Data

Stability	Unstable	N/A	Conditions to Avoid <b>WET CONDITIONS CAN CAUSE CAKING AND/OR CORROSION</b>
	Stable	X	

Incompatibility (Materials to Avoid)

**NONE – PROVIDED THE SALT IS DRY**

Hazardous Decomposition or Byproducts

**NONE**

Hazardous Polymerization	May Occur	N/A	Conditions to Avoid <b>N/A</b>
	Will Not Occur	X	

### Section VI – Health Hazard Data

Route(s) of Entry:                      Inhalation?                                      Skin?                                      Ingestion?

Health Hazards (Acute and Chronic)                      **N/A**                                      **WASH UP WITH WATER**                                      **INGESTION OF LARGE AMOUNTS**

**MORE THAN 0.1 POUND MAY**

**CAUSE VOMITING.**

Carcinogenicity:                      NTP?                                      IARC Monographs?                                      OSHA Regulated?  
**N/A**                                      **N/A**                                      **N/A**

Signs and Symptoms of Exposure                      **N/A**

Medical Conditions Generally Aggravated by Exposure                      **N/A**

Emergency and First Aid Procedures                      **WASH UP WITH WATER**

### Section VII – Precautions for Safe Handling and Use

Steps to be Taken in Case Material is Released or Spilled  
**WASH UP WITH WATER**

Waste Disposal Method                      **LOCAL SEWER**

Precautions to Be Taken in Handling and Storing                      **KEEP DRY TO PREVENT CAKING AND CORROSION OF STREET.**

Other Precautions                      **N/A**

### Section VIII – Control Measures

Respiratory Protection (Specify Type)                      **NONE**

Ventilation	Local Exhaust	O.K.	Special	N/A
	Mechanical (General)	N/A	Other	N/A

Protective Gloves                      **NONE REQUIRED**                      Eye Protection                      **NONE REQUIRED**

Other Protective Clothing or Equipment                      **NONE REQUIRED**

Work/Hygenic Practices                      **N/A**

STATE OF WEST VIRGINIA  
Purchasing Division

## PURCHASING AFFIDAVIT

**West Virginia Code §5A-3-10a states:** No contract or renewal of any contract may be awarded by the state or any of its political subdivisions to any vendor or prospective vendor when the vendor or prospective vendor or a related party to the vendor or prospective vendor is a debtor and the debt owned is an amount greater than one thousand dollars in the aggregate

**DEFINITIONS:**

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

"Debtor" means any individual, corporation, partnership, association, limited liability company or any other form or business association owing a debt to the state or any of its political subdivisions. "Political subdivision" means any county commission; municipality; county board of education; any instrumentality established by a county or municipality; any separate corporation or instrumentality established by one or more counties or municipalities, as permitted by law; or any public body charged by law with the performance of a government function or whose jurisdiction is coextensive with one or more counties or municipalities. "Related party" means a party, whether an individual, corporation, partnership, association, limited liability company or any other form or business association or other entity whatsoever, related to any vendor by blood, marriage, ownership or contract through which the party has a relationship of ownership or other interest with the vendor so that the party will actually or by effect receive or control a portion of the benefit, profit or other consideration from performance of a vendor contract with the party receiving an amount that meets or exceed five percent of the total contract amount.

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

**LICENSING:** 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: Eastern Salt Company, Inc.

Authorized Signature:  Date: August 17, 2007  
Meghan L. Mahoney, Vice President