



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
668C0028

PAGE
1

ADDRESS CORRESPONDENCE TO ATTENTION OF
MICHAEL AUSTIN
304-558-2402

*709045044 304-486-5195

VENDOR

LUSHER TRUCKING CO INC
 ROUTE 2 BOX 329C

PRICHARD WV 25555

SHIP TO

DIVISION OF HIGHWAYS
 VARIOUS LOCALES AS INDICATED
 BY ORDER

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
06/02/2008				

BID OPENING DATE: 06/11/2008 BID OPENING TIME 01:30PM

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
				ADDENDUM NO. 1		
				EXHIBIT 3 - LIFE OF CONTRACT, FIRST TWO SENTENCES		
				READS:		
				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.		
				TO READ:		
				THIS CONTRACT BECOMES EFFECTIVE ON AND EXTENDS FOR A PERIOD OF SIX (6) MONTHS 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 SIX (6) MONTHS.		
				BID OPENING DATE REMAINS 06/11/08 AT 1:30 P.M.		
				NO OTHER CHANGES.		
0001	1	EA		770-06		
				STONE & AGGREGATE		

RECEIVED
 08 JUN 10 PM 1:38
 PURCHASING DIVISION
 STATE OF WV

SEE REVERSE SIDE FOR TERMS AND CONDITIONS		
SIGNATURE <i>Frank W. Lusher</i>	TELEPHONE 304-486-5195	DATE 6/10/08
TITLE President	FEIN 55-0577610	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 may be deemed null and void, and 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



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304-558-2402

PROPERTY

*709045044 304-486-5195
LUSHER TRUCKING CO INC
ROUTE 2 BOX 329C

PRICHARD WV 25555

SHIP TO

DIVISION OF HIGHWAYS
VARIOUS LOCALES AS INDICATED
BY ORDER

DATE PRINTED	TERMS OF SALE	SHIP VIA	F.O.B.	FREIGHT TERMS
05/21/2008				

BID OPENING DATE: **06/11/2008** BID OPENING TIME **01:30PM**

LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
0001	1	EA		770-06		
<p>STONE & AGGREGATE</p> <p>OPEN END CONTRACT</p> <p>TO FURNISH ALL LABOR, MATERIALS, AND EQUIPMENT NECESSARY TO SUPPLY STONE AND AGGREGATE TO THE WEST VIRGINIA DIVISION OF HIGHWAYS, DISTRICT 1 THROUGH 10 AT THE LOCATIONS AND UNDER THE CONDITIONS SPECIFIED HEREINAFTER.</p> <p>NOTE: (1) VENDORS CAN COMPLETE BIDDING SCHEDULES AT OUR WEBSITE. WWW.STATE.WV.US/ADMIN/PURCHASE (2) VENDORS DO NOT NEED TO SEND IN BLANK PAGES, (IE. SITES YOU ARE BIDDING ON) (3) VENDORS SHOULD STAMP EACH PAGE AT THE TOP WITH COMPANY NAME AND NUMBER PAGES CHRONOLOGICALLY THAT YOU ARE SUBMITTING. (4) NUMBER 12-BIDDING SCHEDULE VENDORS MAY MAKE DUPLICATES OF THESE PAGES IF QUOTING DIFFERENT STORAGE SITES.</p> <p>EXHIBIT 3</p> <p>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</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Frank W. ...</i>	TELEPHONE 304-486-5195	DATE 6/10/08
TITLE President	FEIN 55-0577610	ADDRESS CHANGES TO BE NOTED ABOVE

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



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

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE	TELEPHONE	DATE
<i>Frank W. ...</i>	304-486-5195	6/10/08
TITLE	FEIN	ADDRESS CHANGES TO BE NOTED ABOVE
President	55-0577610	

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<p>WHETHER MORE OR LESS THAN THE QUANTITIES SHOWN.</p> <p>ORDERING PROCEDURE: SPENDING UNIT(S) SHALL ISSUE A WRITTEN STATE CONTRACT ORDER (FORM NUMBER WV-39) TO THE VENDOR FOR COMMODITIES COVERED BY THIS CONTRACT. THE ORIGINAL COPY OF THE WV-39 SHALL BE MAILED TO THE VENDOR AS AUTHORIZATION FOR SHIPMENT, A SECOND COPY MAILED TO THE PURCHASING DIVISION, AND A THIRD COPY RETAINED BY THE SPENDING UNIT.</p> <p>BANKRUPTCY: IN THE EVENT THE VENDOR/CONTRACTOR FILES FOR BANKRUPTCY PROTECTION, THIS CONTRACT IS AUTOMATICALLY NULL AND VOID, AND IS TERMINATED WITHOUT FURTHER ORDER.</p> <p>THE TERMS AND CONDITIONS CONTAINED IN THIS CONTRACT SHALL SUPERSEDE ANY AND ALL SUBSEQUENT TERMS AND CONDITIONS WHICH MAY APPEAR ON ANY ATTACHED PRINTED DOCUMENTS SUCH AS PRICE LISTS, ORDER FORMS, SALES AGREEMENTS OR MAINTENANCE AGREEMENTS, INCLUDING ANY ELECTRONIC MEDIUM SUCH AS CD-ROM.</p> <p>REV. 04/11/2001</p> <p>EXHIBIT 10</p> <p>REQUISITION NO.: 668C0028.....</p> <p>ADDENDUM ACKNOWLEDGEMENT</p> <p>I HEREBY ACKNOWLEDGE RECEIPT OF THE FOLLOWING CHECKED ADDENDUM(S) AND HAVE MADE THE NECESSARY REVISIONS TO MY PROPOSAL, PLANS AND/OR SPECIFICATION, ETC.</p> <p>ADDENDUM NO.'S: 1</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Frank W. Austin</i>	TELEPHONE 304-486-5195	DATE 6/10/08
TITLE President	FEIN 55-0577610	ADDRESS CHANGES TO BE NOTED ABOVE

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NO. 1	.X					
NO. 2						
NO. 3						
NO. 4						
NO. 5						
<p>I UNDERSTAND THAT FAILURE TO CONFIRM THE RECEIPT OF TH ADDENDUM(S) MAY BE CAUSE FOR REJECTION OF BIDS.</p> <p>VENDOR MUST CLEARLY UNDERSTAND THAT ANY VERBAL REPRESENTATION MADE OR ASSUMED TO BE MADE DURING ANY ORAL DISCUSSION HELD BETWEEN VENDOR'S REPRESENTATIVES AND ANY STATE PERSONNEL IS NOT BINDING. ONLY THE INFORMATION ISSUED IN WRITING AND ADDED TO THE SPECIFICATIONS BY AN OFFICIAL ADDENDUM IS BINDING.</p> <p style="text-align: center;">  SIGNATURE Lusher Trucking Co., Inc. COMPANY 6/10/08 DATE </p> <p>REV. 11/96</p> <p style="text-align: center;">VENDOR PREFERENCE CERTIFICATE</p>						

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<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>(X) BIDDER IS A PARTNERSHIP, ASSOCIATION OR CORPORATION RESIDENT VENDOR AND HAS MAINTAINED ITS HEAD-QUARTERS OR PRINCIPAL PLACE OF BUSINESS CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR 80% OF THE OWNERSHIP INTEREST OF BIDDER IS HELD BY ANOTHER INDIVIDUAL, PARTNERSHIP, ASSOCIATION OR CORPORATION RESIDENT VENDOR WHO HAS MAINTAINED ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS CONTINUOUSLY IN WEST VIRGINIA FOR FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION; OR</p> <p>() BIDDER IS A CORPORATION NONRESIDENT VENDOR WHICH HAS AN AFFILIATE OR SUBSIDIARY WHICH EMPLOYS A MINIMUM OF ONE HUNDRED STATE RESIDENTS AND WHICH HAS MAINTAINED ITS HEADQUARTERS OR PRINCIPAL PLACE OF BUSINESS WITHIN WEST VIRGINIA CONTINUOUSLY FOR THE FOUR (4) YEARS IMMEDIATELY PRECEDING THE DATE OF THIS CERTIFICATION.</p> <p>B. APPLICATION IS MADE FOR 2.5% PREFERENCE FOR THE REASON CHECKED:</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Frank W. Jones</i>	TELEPHONE 304-486-5195	DATE 6/10/08
TITLE President	FAX 55-0577610	ADDRESS CHANGES TO BE NOTED ABOVE

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<p>(X) 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 SUBSIDIARY'S EMPLOYEES ARE RESIDENTS OF WEST VIRGINIA WHO HAVE RESIDED IN THE STATE CONTINUOUSLY FOR THE TWO YEARS IMMEDIATELY PRECEDING SUBMISSION OF THIS BID.</p> <p>BIDDER UNDERSTANDS IF THE SECRETARY OF TAX & REVENUE DETERMINES THAT A BIDDER RECEIVING PREFERENCE HAS FAILED TO CONTINUE TO MEET THE REQUIREMENTS FOR SUCH PREFERENCE, THE SECRETARY MAY ORDER THE DIRECTOR OF PURCHASING TO: (A) RESCIND THE CONTRACT OR PURCHASE ORDER ISSUED; OR (B) ASSESS A PENALTY AGAINST SUCH BIDDER IN AN AMOUNT NOT TO EXCEED 5% OF THE BID AMOUNT AND THAT SUCH PENALTY WILL BE PAID TO THE CONTRACTING AGENCY OR DEDUCTED FROM ANY UNPAID BALANCE ON THE CONTRACT OR PURCHASE ORDER.</p> <p>BY SUBMISSION OF THIS CERTIFICATE, BIDDER AGREES TO DISCLOSE ANY REASONABLY REQUESTED INFORMATION TO THE PURCHASING DIVISION AND AUTHORIZES THE DEPARTMENT OF TAX AND REVENUE TO DISCLOSE TO THE DIRECTOR OF PURCHASING APPROPRIATE INFORMATION VERIFYING THAT BIDDER HAS PAID THE REQUIRED BUSINESS TAXES, PROVIDED</p>						

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

SIGNATURE <i>Frank W. Lusher</i>	TELEPHONE 304-486-5195	DATE 6/10/08
TITLE President	FEIN 55-0577610	ADDRESS CHANGES TO BE NOTED ABOVE

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<p>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>BIDDER: <u>Lusher Trucking Co., Inc.</u></p> <p>DATE: <u>6/10/08</u></p> <p>SIGNED: <u><i>Frank W. Austin</i></u></p> <p>TITLE: <u>President</u></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</p>						
SEE REVERSE SIDE FOR TERMS AND CONDITIONS						
SIGNATURE <u><i>Frank W. Austin</i></u>		TELEPHONE <u>304-486-5195</u>		DATE <u>6/10/08</u>		
TITLE <u>President</u>		FEIN <u>55-0577610</u>		ADDRESS CHANGES TO BE NOTED ABOVE		

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RODNEY

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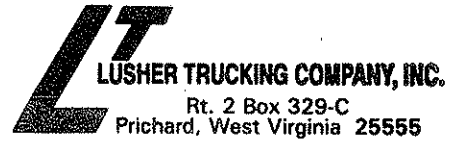
LINE	QUANTITY	UOP	CAT NO	ITEM NUMBER	UNIT PRICE	AMOUNT
***** THIS IS THE END OF RFQ 668C0028 ***** TOTAL:						_____

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NOTE: Vendors should type Bid Schedule



12. BIDDING SCHEDULE

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

- a) **SOURCE OF MATERIAL** (State all sources for which bid prices apply) (e.g., Quarry location if Sandstone or Limestone; dredging or pit location if Gravel; production plant name and location if Slag)

Limestone: Mountain Materials, Carter City, KY
Hanson Aggregates, Grayson, KY

Slag: Mountain Slag, Wurtland, KY AK Steel, Ashland, KY

Gravel/Sand: Letart Corp. Rt. 2 Gallipolis Ferry, WV

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

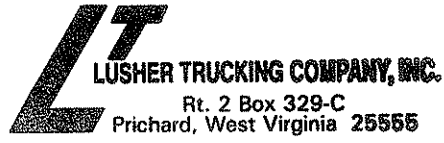
Limestone: Mountain Materials Rt. 474 Carter City, KY
Hanson Aggregates 14011 St. Highway 9 (15 mi. from) Grayson, KY

Slag: Mountain Slag US 23 Wurtland, KY

Gravel/Sand: Letart Corp. Rt. 2 Gallipolis Ferry, WV

Contract Item	Description of Aggregate	Bid Price Per Ton F.O.B. Vendor's Storage Site		
		LIMESTONE SANDSTONE, GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
A	Class 1 Aggregate	6.45	9.25	
B	Class 2 Aggregate	6.45	9.25	
C	AASHTO #1 Aggregate		9.25	
D	AASHTO #3 Aggregate		9.25	
E	AASHTO #4 Aggregate	6.45	9.25	
F	AASHTO #467 Aggregate	6.45	9.25	
G	AASHTO #57 Aggregate	6.45	9.25	
H	AASHTO #67 Aggregate		9.25	
I	AASHTO #7 Aggregate		9.25	
J	AASHTO #8 Aggregate	8.50	11.00	
K	AASHTO #9 Aggregate		11.00	

NOTE: Vendors can complete the Bid Schedule at Purchasing's Web Site
www.state.wv.us/admin/purchase



BIDDING SCHEDULE (Continued)

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

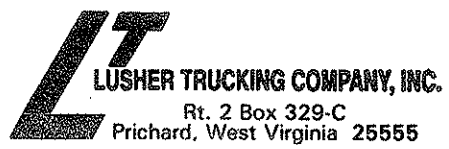
L	Stone for Gabions	<u>7.75</u>	<u> </u>	<u> </u>
M	Fine Aggregate	<u> </u>	<u> </u>	<u> </u>
N	Standard Abrasives	<u> </u>	<u>7.75</u>	<u> </u>
O	Modified Abrasives	<u> </u>	<u>7.75</u>	<u> </u>
P	Riprap	<u>8.95</u>	<u> </u>	<u> </u>
Q	Shot Rock	<u>8.95</u>	<u> </u>	<u> </u>
R	AASHTO #8 Modified	<u> </u>	<u>11.00</u>	<u> </u>
S	AASHTO #9 Modified	<u> </u>	<u>11.00</u>	<u> </u>
T	Pea Gravel	<u>7.00</u>	<u> </u>	<u> </u>

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

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

12. BIDDING SCHEDULE

DISTRICT ONE



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

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site
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Bid Price (\$/Ton) F.O.B. DOH Storage Site

BOONE COUNTY

A	Class 1	2500	Seth
C	No. 1	500	Seth
D	No. 3	1800	Seth
F	No. 467	1000	Seth
K	No. 9	1000	Seth
N	Standard Abr.	2500	Seth
O	Modified Abr.	2500	Seth
R	No. 8 Modified	1500	Seth

LIMESTONE SANDSTONE GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
	28.00	
	28.00	
	28.00	
	28.00	
	25.00	
	25.00	

BOONE COUNTY

A	Class 1	10000	Rock Creek
C	No. 1	1000	Rock Creek
D	No. 3	2500	Rock Creek
F	No. 467	1000	Rock Creek
K	No. 9	1000	Rock Creek
L	Gabion Stone	1500	Rock Creek
M	Fine Aggregate	500	Rock Creek
N	Standard Abr.	2500	Rock Creek
O	Modified Abr.	2500	Rock Creek
R	No. 8 Modified	2500	Rock Creek

	28.00	
	28.00	
	28.00	
	28.00	
	25.00	
	25.00	

BOONE COUNTY

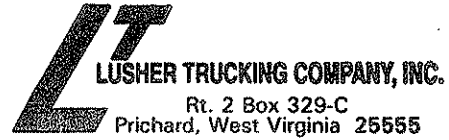
A	Class 1	2000	Clinton
F	No. 467	1000	Clinton
K	No. 9	1000	Clinton
N	Standard Abr.	1000	Clinton
O	Modified Abr.	1000	Clinton

	30.00	
	30.00	
	28.00	
	28.00	

CLAY COUNTY

A	Class 1	3700	Maysel
C	No. 1	400	Maysel
D	No. 3	1300	Maysel
F	No. 467	3000	Maysel
K	No. 9	1000	Maysel
L	Gabion Stone	500	Maysel
M	Fine Aggregate	100	Maysel
N	Standard Abr.	2500	Maysel
O	Modified Abr.	2500	Maysel
R	No. 8 Modified	3000	Maysel

	30.00	
	30.00	
	30.00	
	30.00	
	28.00	
	28.00	
	28.00	



12. BIDDING SCHEDULE

DISTRICT ONE

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

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site
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Bid Price (\$/Ton) F>o.B.
DOH Storage Site

CLAY COUNTY

A	Class 1	3000	Big Otter
D	No. 3	2000	Big Otter
F	No. 467	1500	Big Otter
R	No. 8 Modified	1500	Big Otter

LIMESTONE SANDSTONE GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
	32.00	
	32.00	

CLAY COUNTY CR 11

A	Class 1	3700	Widen Road
D	No. 3	1300	Widen Road
F	No. 467	3000	Widen Road
K	No. 9	1000	Widen Road
L	Gabion Stone	500	Widen Road
M	Fine Aggregate	100	Widen Road
N	Standard Abr.	2500	Widen Road
O	Modified Abr.	2500	Widen Road
R	No. 8 Modified	3000	Widen Road

KANAWHA COUNTY

K	No. 9	1000	North Charleston
M	Fine Aggregate	100	North Charleston
N	Standard Abr.	2500	North Charleston

	28.00	
	24.00	
	24.00	

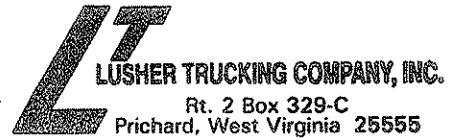
KANAWHA COUNTY

A	Class 1	3100	Elkview
C	No. 1	600	Elkview
D	No. 3	1800	Elkview
F	No. 467	2000	Elkview
K	No. 9	1000	Elkview
L	Gabion Stone	500	Elkview
M	Fine Aggregate	100	Elkview
N	Standard Abr.	2500	Elkview
O	Modified Abr.	2500	Elkview
R	No.8 Modified	3000	Elkview

	26.75	
	26.75	
	26.75	
	26.75	
	24.00	
	24.00	

12. BIDDING SCHEDULE

DISTRICT ONE



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

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site
<u>ROANE COUNTY (I-79)</u>			
A	Class 1	600	Amma
C	No. 1	500	Amma
D	No. 3	500	Amma
F	No. 467	500	Amma
K	No. 9	1000	Amma
M	Fine Aggregate	200	Amma
N	Abrasives	2500	Amma
O	Modified Abr.	2500	Amma
R	No. 8 Modified	800	Amma

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

LIMESTONE SANDSTONE GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
	28.50	
	28.50	
	28.50	
	28.50	

KANAWHA COUNTY (CORRIDOR G)

A	Class 1	500	Alum Creek
K	No. 9	1000	Alum Creek
M	Fine Aggregate	100	Alum Creek
N	Standard Abr.	2000	Alum Creek
O	Modified Abr.	2000	Alum Creek
R	No. 8 Modified	500	Alum Creek

KANAWHA COUNTY (I-64 & I-77)

A	Class 1	600	Rt. 119 Penn. Ave.
K	No. 9	1000	Rt. 119 Penn. Ave.
M	Fine Aggregate	200	Rt. 119 Penn. Ave.
N	Standard Abr.	2500	Rt. 119 Penn. Ave.
O	Modified Abr.	2500	Rt. 119 Penn. Ave.

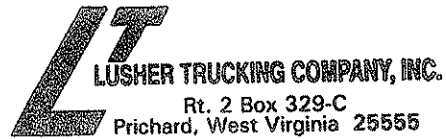
JACKSON COUNTY (I-77)

A	Class 1	600	Haynes Branch
C	No. 1	1000	Haynes Branch
D	No. 3	1000	Haynes Branch
K	No. 9	1000	Haynes Branch
M	Fine Aggregate	200	Haynes Branch
N	Standard Abr.	2500	Haynes Branch
O	Modified Abr.	2500	Haynes Branch
R	No. 8 Modified	800	Haynes Branch

	28.50	
	28.50	
	28.50	

12. BIDDING SCHEDULE

DISTRICT TWO



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

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site
<u>CABELL COUNTY</u>			
A	Class 1	6000	Barboursville Lot
D	No. 3	1000	Barboursville Lot
F	No. 467	2000	Barboursville Lot
G	No. 57	5000	Barboursville Lot
H	No. 67	500	Barboursville Lot
J	No. 8	2500	Barboursville Lot
K	No. 9	1000	Barboursville Lot
L	Gabion Stone	1000	Barboursville Lot
N	Standard Abr.	2000	Barboursville Lot
O	Modified Abr.	500	Barboursville Lot
Q	Shot Rock	1000	Barboursville Lot

LINCOLN COUNTY

A	Class 1	5000	West Hamlin
B	Class 2	1000	West Hamlin
D	No. 3	1500	West Hamlin
E	No. 4	1500	West Hamlin
F	No. 467	1000	West Hamlin
G	No. 57	2000	West Hamlin
H	No. 67	1000	West Hamlin
J	No. 8	2000	West Hamlin
K	No. 9	1000	West Hamlin
L	Gabion Stone	1500	West Hamlin
N	Standard Abr.	1000	West Hamlin
Q	Shot Rock	1000	West Hamlin

LINCOLN COUNTY

A	Class 1	2000	Yawkey
B	Class 2	500	Yawkey
C	No. 1	500	Yawkey
D	No. 3	2000	Yawkey
E	No. 4	2000	Yawkey
F	No. 467	1000	Yawkey
G	No. 57	1000	Yawkey
J	No. 8	2000	Yawkey
K	No. 9	1000	Yawkey
L	Gabion Stone	500	Yawkey
N	Standard Abr.	1000	Yawkey
Q	Shot Rock	1000	Yawkey

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

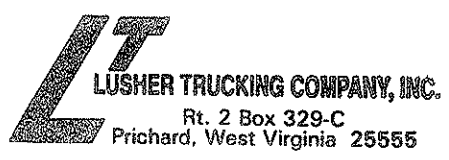
LIMESTONE SANDSTONE GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
15.65		
	16.75	
	16.75	
	16.75	
	16.50	
17.25		
17.25		
	15.15	
	15.15	
20.75		

18.15		
	18.50	
	18.75	
	18.25	
	18.25	
	18.75	
	18.25	
20.25		
	20.00	
20.25		
	17.75	
23.00		

19.39		
	19.75	
	21.00	
	21.00	
	20.50	
	20.50	
	21.00	
23.00		
	23.00	
24.00		
	19.50	
26.00		

12. BIDDING SCHEDULE

DISTRICT TWO



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

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site
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Bid Price (\$/Ton) F.O.B. DOH Storage Site

CORRIDOR G & LOGAN COUNTY

A	Class 1	2000	Chapmanville
B	Class 2	500	Chapmanville
D	No. 3	500	Chapmanville
J	No. 8	1500	Chapmanville
K	No. 9	1000	Chapmanville
L	Gabion Stone	1000	Chapmanville
N	Standard Abr.	1000	Chapmanville
O	Modified Abr.	500	Chapmanville
Q	Shot Rock	1000	Chapmanville

LIMESTONE SANDSTONE GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
25.00	24.00	
	24.00	
	25.00	
27.00		
	22.50	
	22.50	

MINGO COUNTY

A	Class 1	5000	Miller Creek
B	Class 2	5000	Miller Creek
C	No. 1	500	Miller Creek
D	No. 3	1000	Miller Creek
G	No. 57	1000	Miller Creek
J	No. 8	1500	Miller Creek
K	No. 9	1000	Miller Creek
L	Gabion Stone	800	Miller Creek
N	Standard Abr.	2000	Miller Creek
O	Modified Abr.	500	Miller Creek
Q	Shot Rock	1000	Miller Creek

	24.00	
	24.00	
	24.50	
	24.50	
	24.50	
	23.00	
	23.00	

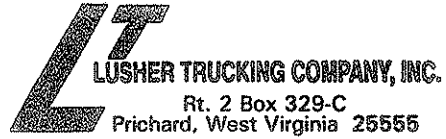
MINGO COUNTY

A	Class 1	1000	Gilbert
B	Class 2	3000	Gilbert
C	No. 1	1000	Gilbert
D	No. 3	500	Gilbert
G	No. 57	500	Gilbert
J	No. 8	500	Gilbert
K	No. 9	1000	Gilbert
L	Gabion Stone	1000	Gilbert
N	Standard Abr.	200	Gilbert
O	Modified Abr.	200	Gilbert
Q	Shot Rock	500	Gilbert

	29.75	
	29.75	
	29.75	
	28.75	
	28.75	

12. BIDDING SCHEDULE

DISTRICT TWO



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

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site
<u>MINGO COUNTY</u>			
A	Class 1	2500	Dingess
B	Class 2	500	Dingess
C	No. 1	1000	Dingess
D	No. 3	500	Dingess
G	No. 57	500	Dingess
J	No. 8	2000	Dingess
K	No. 9	1000	Dingess
L	Gabion Stone	1000	Dingess
N	Standard Abr.	200	Dingess
O	Modified Abr.	200	Dingess
Q	Shot Rock	1000	Dingess

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

LIMESTONE SANDSTONE GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
	24.75	
	24.75	
	24.75	
	24.75	
	24.75	
26.17		
	24.00	
	24.00	

<u>WAYNE COUNTY</u>			
A	Class 1	9000	Wayne
B	Class 2	8000	Wayne
D	No. 3	1000	Wayne
F	No. 467	2000	Wayne
G	No. 57	5000	Wayne
H	No. 67	2000	Wayne
J	No. 8	3000	Wayne
K	No. 9	1000	Wayne
L	Gabion Stone	1000	Wayne
N	Standard Abr.	2000	Wayne
O	Modified Abr.	200	Wayne
Q	Shot Rock	500	Wayne
R	Modified No. 8	2000	Wayne

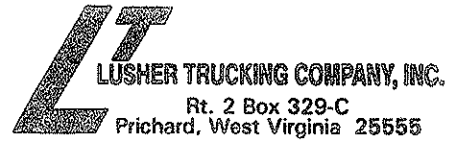
16.49		
	16.50	
	16.75	
	16.50	
	16.75	
	16.50	
18.25		
17.50		
	15.25	
	15.25	
19.25		
	21.00	

<u>WAYNE COUNTY</u>			
A	Class 1	2000	Pritchard
D	No. 3	1000	Pritchard
F	NO. 467	1000	Pritchard
G	No. 57	2000	Pritchard
H	No. 67	2000	Pritchard
J	No. 8	2000	Pritchard
K	No. 9	1000	Pritchard
L	Gabion Stone	3000	Pritchard
N	Standard Abr.	2000	Pritchard
O	Modified Abr.	500	Pritchard
Q	Shot Rock	1000	Pritchard
R	Modified Abr.	1000	Pritchard

14.64		
	15.50	
	15.25	
	15.50	
	15.25	
16.64		
	17.50	
16.49		
	14.59	
	14.59	
18.00		
	17.50	

12. BIDDING SCHEDULE

DISTRICT TWO



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

Contract Item	Description of Aggregate	Estimated Quantity (TONS)	Location of DOH Storage Site
<u>WAYNE COUNTY</u>			
A	Class 1	2000	Crum
D	No.3	2000	Crum
E	No. 467	2000	Crum
G	No. 57	2000	Crum
H	No. 67	2000	Crum
I	No. 8	2000	Crum
K	No. 9	1000	Crum
L	Gabion Stone	1000	Crum
N	Standard Abr.	1000	Crum
O	Modified Abr.	500	Crum
Q	Shot Rock	1000	Crum

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

LIMESTONE SANDSTONE GRAVEL, SAND	BLAST FURNACE SLAG	STEEL SLAG
19.49		
	20.75	
	20.25	
	20.35	
	20.20	
21.25		
21.60		
	19.50	
	19.50	
23.85		

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 owed 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.

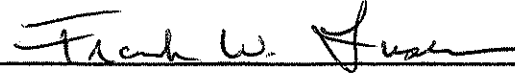
EXCEPTION: The prohibition of this section does not apply where a vendor has contested any tax administered pursuant to chapter eleven of this code, workers' compensation premium, permit fee or environmental fee or assessment and the matter has not become final or where the vendor has entered into a 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 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: Lusher Trucking Co., Inc.

Authorized Signature:  Date: 6/10/08