

Request for Quotation

DEP14511

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CHUCK BOWMAN

Aspen Corporation 2400 Ritter Drive Daniels, WV 25832

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	ENVIRONMENTAL PI	ROTECTION
 P.	DEPARTMENT OF	
 Þ	OFFICE OF AML&R	
 Ĭ	601 57TH STREET	SE
v	CHARLESTON, WV	
	25304	304-926-0499

TERMS OF SALE SHIP VIA DATE PRINTED FOB FREIGHTTERMS 01/23/2009 BID OPENING DATE: OPENING TIME 01:30PM02/12/2009 LINE QUANTITY UOP ITEM NUMBER UNIT PRICE AMOUNT ADDENDUM NO. 1 ADDENDUM ISSUED FOR THE FANCO (ADKINS) DRAINGAGE PRO-JECT TO DISTRIBUTE THE PRE-BID SIGN-IN SHEET AND THE ϕ/A RESULTING FROM THE MANDATORY MEETING OF 01/14/09. PLEASE NOTE: THE DRUG FREE WORKPLACE CONFORMANCE AFFI-DAVIT SUBMISSION IS REQUIRED WITH THE BID. BID OPENING PATE AND TIME HAVE BEEN EXTENDED TO Φ2/12/09 AT 1:30 ₽M. RECEIVED 2009 FEB 12 PM 12: 14 WW PURCHASING DIVISION 1001 962-73 RESTORATION OF LAND & OTHER PROPERTIES RECLAMATION: SEE REVERSE SIDE FOR TERMS AND CONDITIONS TELEPHONE 304-763-4573 SIGNATURE TITLE ADDRESS CHANGES TO BE NOTED ABOVE 55-0627766-001 WHEN RESPONDING TO RFQ, INSERT NAME AND ADDRESS IN SPACE ABOVE LABELED 'VENDOR'

MANDATORY PRE-BID SIGN-IN ATTENDANCE SHEET

PRINT LEGIBLY

RFQ # : Project:	Fanco (Adkins) Drainage		d Date: <u>Feb 5 2007</u> id Date: 1/14/09
Company:	BRAD WISEMAN WISEMAN EXCAVATING BOX 190 LIBERTY WV 25124		Rod Clay Green M+Co 511 504 5 t Charlah WU 25304
	304 586-3736 304 586-3736	Fax # :	304-925-0253 11 9 0259230 CIMTKIG & AOL. COM
Company:	LEDNOIS GILKERSON. CIT CONTRACTING PC. BCX 37 CRUM WK 25769	Company:	BASIL CARPENTER EX INC 333 A CALL BD Char 25312
Fax # :	304 393 4907 304 393 4908 CTJ CONTRACTIVE OYAHOW, COM	Fax # :	304 546 160/ C304 984-7588 3528 Basel Conventor At AOL DOFCE
	NAJ CONSTIUDION JIMMY HARLESS P.D. BOX 1506 GILBERT WZ 25621	Company:	Jason Barnes Barnes Facovation W. P.O. Box 13384 Sissonuille WV 25360
Phone #: Fax # : Email :	304-664-8133 304-785-8247	Phone# : Fax # : Email :	984-1725 984-0074
Name : Company: Address:	DENNIS C. ELBON COWGIRL UP INC POBOX 243 SIMPSON WI 26435	Name : Company: Address:	Steven Freshour Eagle Excavation Inc. P.O. Box 218 Kenna, WV 25248
Phone #: Fax # : Email :	304-739-4397 304-739-4401	Phone# : Fax # : Email :	1-304-372-4378 1-304-372-4378

Req # DEP 14511
Fanco (Adkins) Drainage
Addendum #1

ADDITION

The footbridge that crosses the existing drainage at approximate Station 3+50 of the proposed French Drain is to be moved aside during construction and placed back in a better than or equal to condition and repaired as necessary by the Contractor. The associated cost will be considered incidental to the construction of the French Drain.

QUESTIONS AND ANSWERS

Q: Are we going to do any work on the other side of the highway?

A: No. The Contractor will be responsible for work at the locations shown on the drawings.

Q: Does 4" stone go under and over the pipe in the French Drain?

A: No. 4 stone is to be used as outlined in the drawings and construction specifications.

Q: How long is the French Drain?

A: The French Drain is to be approximately 600 feet long as shown on the drawings and listed on the bid sheet.

Q: How deep is the French Drain?

A: The depth will vary. The Contractor will need to use the profiles shown on the drawings to determine depths and elevations.

Q:What is the shape of the French Drain and riprap?

A: The template is shown on the drawings.

Q: Where is zero at?

A: The zero station for the French Drain is shown on the drawings.

Q: How much drop is there in the French Drain?

A: The French Drain is to be constructed at a 1% Slope as shown on the drawings.

Q: Is there any other access than what is shown on the drawings?

A: The Contractor will have access within the existing construction limits shown on the drawings. The Contractor must obtain his own rights of entry from landowners for access outside the construction limits.

Q: Will we maintain the existing flowline?

A: The flowline will need to match the flowline shown on the drawings.

Q: How deep is the existing drop inlet?

A: The depth of the existing drop inlet is approximately 4' as is shown on the profile.



State of West Virginia DRUG FREE WORKPLACE CONFORMANCE AFFIDAVIT West Virginia Code §21-1D-5

STATE OF WEST VIRGINIA,
COUNTY OF <u>Raleigh</u> , TO-WIT:
I, <u>Donnie Admin</u> , after being first duly sworn, depose and state as follows:
1. I am an employee of — (Spen Company Name); and,
2. I do hereby attest that HSpen Company Name)
maintains a valid written drug free workplace policy and that such policy is in compliance with West Virginia Code §21-1D-5.
The above statements are sworn to under the penalty of perjury.
Aspen Conponation
(Company Namé)
By: Donnie Adkins
Title: President
Date: 2/3/2009
Taken, subscribed and sworn to before me this 3rd day of Feb. 2009.
By Complission expires official seal 2015 8-14-2015
(Seal) NOTARY PUBLIC STATE OF WEST VIRGINIA LINDA C. FREEMAN ASPEN CORPORATION PO BOX 737 DANIELS, WV 25832 My commission expires August 14, 2015 NOTARY PUBLIC STATE OF WEST VIRGINIA LINDA C. FREEMAN ASPEN CORPORATION PO BOX 737 DANIELS, WV 25832 My commission expires August 14, 2015 (Notary Public)
THIS AFFIDAVIT MUST BE SUBMITTED WITH THE BID IN ORDER TO
COMPLY WITH WV CODE PROVISIONS. FAILURE TO INCLUDE THE
AFFIDAVIT WITH THE BID SHALL RESULT IN DISQUALIFICATION OF

THE BID.



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CHUCK BOWMAN 304-558-2157

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Aspen Corporation 2400 Ritter Drive Daniels, WV 25832

ENVIRONMENTAL PROTECTION
DEPARTMENT OF
OFFICE OF AML&R
601 57TH STREET SE
CHARLESTON, WV
25304 304-926-0499

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Aspen Corporation 2400 Ritter Drive Daniels, WV 25832

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RFO NUMBER DEP14511

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

ENVIRONMENTAL PROTECTION DEPARTMENT OF OFFICE OF AML&R 601 57TH STREET SE CHARLESTON, WV 25304

304-926-0499

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ADDRESS CORRESPONDENCE TO ATTENTION OF

PAGE

CHUCK BOWMAN 304-558-2157

ENVIRONMENTAL PROTECTION
DEPARTMENT OF
OFFICE OF AML&R
601 57TH STREET SE
CHARLESTON, WV
25304 304-926-

304-926-0499 TERMS OF SALE DATE PRINTED SHIP VIA FOB. FREIGHTTERMS 12/11/2008 BID OPENING DATE: 02/05/2009 BID OPENING TIME 01:30PM LINE QUANTITY. UOP **ITEM NUMBER** UNIT PRICE AMOUNT

WORKERS' COMPENSATION: VENDOR IS REQUIRED TO PROVIDE A CERTIFICATE FROM WORKERS' COMPENSATION IF SUCCESSFUL.

ALL OF THE ITEMS CHECKED BELOW WILL BE A REQUIREMENT OF THIS CONTRACT:

(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.

() BUILDERS RISK INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF BUILDERS RISK - ALL RISK INSURANCE IN AN AMOUNT OF THE CONTRACT.

(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 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 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/MATERIAL BOND.

() MAINTENANCE BOND: A TWO (2) YEAR MAINTENANCE BOND COVERING THE ROOFING SYSTEM WILL BE A REQUIREMENT OF THE SUCCESSFUL VENDOR.

SIGNATURE DIMMIN A

Ukins

TELEPHONE 304-763-4573

2-3-2009

President FEN 55-0627766-001

ADDRESS CHANGES TO BE NOTED ABOVE

SEE REVERSE SIDE FOR TERMS AND CONDITIONS.



Aspen Corporation 2400 Ritter Drive Daniels, WV 25832

Request for Quotation

CHUCK BOWMAN 304-558-2157

ENVIRONMENTAL PROTECTION DEPARTMENT OF OFFICE OF AML&R 601 57TH STREET SE CHARLESTON, WV 25304 304-926-0499

DATE PRINTED TERMS OF SALE SHIP VIA FOB FREIGHTTERMS 12/11/2008 BID OPENING DATE: 02/05/2009 **BID OPENING TIME** 01:30PM CAT LINE QUANTITY UOF ITEM:NUMBER UNIT PRICE AMOUNT REV. 11/00 AML CONTRACTOR INFORMATION FORM OMB #1029-0119 (EXPIRATION DATE: 01/31/2010) IS ATTACHED. YOU MUST COMPLETE THIS ORIGINAL FORM TO OBTAIN AN AVS DATA EVALUATION TO DETERMINE YOUR ELIGIBILITY AS AN AML CONTRACTOR. | THIS IS A REQUIREMENT UNDER 30 CFR 874.16. IF THE ORIGINAL OMB #1029-0119 IS NOT ATTACHED TO THE BIDDING DOCUMENTS YOU CAN CONTACT THE AVS OFFICE AT 800-643-9748 OR WWW.AVS.OSMRE.GOV CONTRACTORS LICENSE 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 APPLICATIONS FOR A CONTRACTORS LICENSE MAY BE MADE BY CONTACTING THE WEST VIRGINIA DIVISION OF LABOR, CAPITOL COMPLEX, 1900 KANAWHA BLVD. E, BLDG. 6, RM 749-B, CHARLESTON, WV 25305, PH. 304-558-7890. WEST VIRGINIA STATE CODE 21-11-11 REQUIRES ANY PROSPECTIVE BIDDER TO INCLUDE THE CONTRACTORS LICENSE NUMBER ON THEIR BID. BIDDER TO COMPLETE: HSPEN Corporation CONTRACTORS NAME: WV000653 CONTRACTORS LICENSE #: THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FURNISH A SEE REVERSE SIDE FOR TERMS AND CONDITIONS SIGNATURE TELEPHONE 304-763-4<u>573</u> 55-0627766-001 ADDRESS CHANGES TO BE NOTED ABOVE



SIGNATURE

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

Aspen Corporation 2400 Ritter Drive Daniels, WV 25832

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ENVIRONMENTAL PROTECTION DEPARTMENT OF OFFICE OF AML&R 601 57TH STREET SE CHARLESTON, WV 25304

304-926-0499

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FINAL PAYMENT SHALL RELIEVE THE CONTRACTOR OF

55-0627766-001



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PAGE 6

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TERMS OF SALE DATE PRINTED SHIP VIA FOB FREIGHTTERMS 12/11/2008 **BID OPENING DATE** 02/05/2009 BID <u>OPENING</u> TIME 01:30PM LINE QUANTRY ITEM NUMBER UNIT PRICE AMOUNT RESPONSIBILITY FOR NEGLIGENCE OR FAULTY MATERIALS, AND FOR DEFECTS APPEARING WITHIN THE GUARANTEE PERIOD SHALL BE REMEDIED AT THE EXPENSE OF THE CONTRACTOR UPON WRITTEN NOTICE. DURING THE ONE-YEAR GUARANTEE PERIOD, THE (B) CONTRACTOR WILL MAINTAIN THE PROJECT TO THE CONDITIONS EXISTING AT THE DATE OF THE ACCEPTANCE OF THE WORK. ANY FAILURES DUE TO THE NEGLIGENCE OR WORKMANSHIP OF CONTRACTOR IN ANY OF THE WORK THAT DEVELOPS DURING THE GUARANTEE PERIOD SHALL BE CORRECTED BY THE CONTRACTOR AT ITS EXPENSE. (C) THE ONE-YEAR GUARANTEE PERIOD SHALL NOT B CONSTRUED AS BEING AN EXTENSION OF THE PERFORMANCE TIME ALLOTTED FOR WORK UNDER THE CONTRACT. GUARANTEES CONCERNING REVEGETATION MAY BE FURTHER DEFINED IN THE TECHNICAL SPECIFICATIONS CONTAINED HEREIN. (3)TERMINATION: (1) THIS CONTRACT MAY BE CANCELLED IN WHOLE OR IN PART IN WRITING BY THE DIRECTOR OF PURCHASING, WITHOUT PREJUDICE TO ANY OTHER RIGHT OR REMEDY IT MAY HAVE, PROVIDED THAT THE CONTRACTOR IS GIVEN NOT LESS THAN THIRTY CALENDAR DAYS WRITTEN NOTICE, (DELIVERED B CERTIFIED MAIL, RETURN RECEIPT REQUESTED) OF INTENT TO TERMINATE. (4) IT SHALL BE THE RESPONSIBILITY OF THE SUCCESSFUL **VENDOR TO:** (A) OBTAIN ALL NECESSARY DIVISION OF HIGHWAYS PERMITS FOR ALL TRANSPORTATION OF EQUIPMENT AND MATERIALS TO AND FROM THE JOB SITE. OBTAIN ANY AND ALL REQUIRED CONSTRUCTION PERMITS OR RELATED JOB PERMITS. (5)TECHNICAL SPECIFICATIONS: SEE REVERSE SIDE FOR TERMS AND CONDITIONS SIGNATURE TELEPHONE 304-763-4573 TITLE President 55-0627766-001 ADDRESS CHANGES TO BE NOTED ABOVE



Aspen Corporation 2400 Ritter Drive Daniels, WV 25832

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		B. "STE	EL PRODUC	TS" MEANS PRODUCT	S ROLLED, FORMED.	
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	130	nnie	Hakin	2 3	104-763-4573 DATE	2-3-2009
TITLE Pres	ide	<u>~</u>	55-06	27766-001	ADDRESS CHANGES	TO BE NOTED ABOVE



Aspen Corporation 2400 Ritter Drive Daniels, WV 25832

Request for Quotation

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***ADDRESS(COHRESPONDENCE NOTATE ENTITION TO BE

PAGE 9

CHUCK BOWMAN 304-558-2157

ENVIRONMENTAL PROTECTION
DEPARTMENT OF
OFFICE OF AML&R
601 57TH STREET SE
CHARLESTON, WV
25304
304-926-0499

DATE PRINTED TERMS OF SALE SHIP VIA FOB. FREIGHT TERMS 12/11/2008 BID OPENING DATE: 02/05/2009 BID OPENING TIME 01:30PM QUANTITY LINE :UOP ITEM NUMBER UNIT PRICE AMQUNT TOTAL CONTRACT COST OR TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00), WHICHEVER IS GREATER. FOR THE PURPOSES OF THIS SECTION, THE COST IS THE VALUE OF THE STEEL PRODUCT AS DELIVERED TO THE PROJECT OR, THE DIRECTOR OF THE PURCHASING DIVISION DETERMINES THAT SPECIFIED STEEL MATERIALS ARE NOT PRODUCED IN THE UNITED STATES IN SUFFICIENT QUANTITY OR OTHERWISE ARE NOT REASONABLY AVAILABLE TO MEET CONTRACT REQUIREMENTS. A CONTRACTOR WHO USES STEEL PRODUCTS IN VIOLATION OF THIS SECTION MAY BE SUBJECT TO CIVIL PENALTIES PURSUANT TO W. VA. CODE SECTION 5A-3-56. REV. 10/01/01 EXHIBIT 7 DOMESTIC ALUMINUM, GLASS & STEEL IN PUBLIC WORKS PROJECTS 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 ALUMINU 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 POUNDS OF STEEL ARE USED IN PUBLIC WORKS PROJECTS. SEE REVERSE SIDE FOR TERMS AND CONDITIONS SIGNATURE 304-763-4573 J-3-9000 5-0627766-001 ADDRESS CHANGES TO BE NOTED ABOVE resident

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



Aspen Corporation 2400 Ritter Drive Daniels, WV 25832

Request for Quotation

DEP14511

PAGE

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

ENVIRONMENTAL PROTECTION
DEPARTMENT OF
OFFICE OF AML&R
601 57TH STREET SE
CHARLESTON, WV
25304 304-926-0499

DATE PRINTED TERMS OF SALE SHIP VIA FOR FREIGHT TERMS 12/11/2008 BID OPENING DATE: 02/05/2009 BID OPENING TIME 01:30PM CAT. LINE QUANTITY UOP ITEM NUMBER UNIT PRICE AMOUNT FOREIGN MADE ALUMINUM, GLASS OR STEEL PRODUCTS MAY BE ACCEPTED ONLY IF THE COST OF DOMESTIC PRODUCTS IS FOUND TO BE UNREASONABLE. SUCH COST IS UNREASONABLE IF IT IS 20% OR MORE HIGHER THAN THE BID PRICE FOR FOREIGN MADE PRODUCTS. IF THE DOMESTIC ALUMINUM, GLASS OR STEEL PRODUCTS TO BE SUPPLIED OR PRODUCED IN A "SUBSTANTIAL LABOR SURPLUS AREA", AS DEFINED BY THE UNITED STATES DEPARTMENT OF LABOR, FOREIGN PRODUCTS MAY BE SUPPLIED ONLY IF DOMESTIC PRODUCTS ARE 30% OR MORE HIGHER IN PRICE THAN THE FOREIGN MADE PRODUCTS. IF, PRIOR TO THE AWARD OF A CONTRACT UNDER THE ABOVE PROVISIONS, THE SPENDING OFFICER OF THE SPENDING UNIT DETERMINES THAT THERE EXISTS A BID FOR LIKE FOREIGN ALUMINUM, GLASS OR STEEL THAT IS REASONABLE AND LOWER THAN THE LOWEST BID FOR DOMESTIC PRODUCTS, THE SPENDING OFFICE MAY REQUEST, IN WRITING, A REEVALUATION AND REDUCTION IN THE LOWEST BID FOR SUCH DOMESTIC PRODUCTS. ALL VENDORS MUST INDICATE IN THEIR BID IF THEY ARE SUPPLYING FOREIGN ALUMINUM, GLASS OR STEEL. REV. 3/88 EXHIBIT 9 NOTICE FOR ISSUANCE & ACKNOWLEDGEMENT OF CONSTRUCTION PROJECT ADDENDA. THE ARCHITECT/ENGINEER AND/OR AGENCY SHALL BE REQUIRED TO ABIDE BY THE FOLLOWING SCHEDULE IN ISSUING CONSTRUCTION PROJECT ADDENDA FOR STATE AGENCIES: THE ARCHITECT/ENGINEER SHALL PREPARE THE ADDENDUM AND A LIST OF ALL PARTIES THAT HAVE PROCURED DRAWINGS SEE REVERSE SIDE FOR TERMS AND CONDITIONS 304763-4573 J-3-2009 55-0627766-001 ADDRESS CHANGES TO BE NOTED ABOVE dent



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Request for Quotation

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DEP14511

ADDRESS CORRESPONDENCE TO ATTENTION OF

PAGE....

FREIGHT TERMS

CHUCK BOWMAN 304-558-2157

VENDOR

DATE PRINTED

Aspen Corporation 2400 Ritter Drive Daniels, WV 25832

ENVIRONMENTAL PROTECTION
DEPARTMENT OF
OFFICE OF AML&R
601 57TH STREET SE
CHARLESTON, WV
25304
304-926-0499

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Aspen Corporation 2400 Ritter Drive Daniels, WV 25832

## Request for Quotation

CHUCK BOWMAN 304-558-2157

**ENVIRONMENTAL PROTECTION** DEPARTMENT OF OFFICE OF AML&R 601 57TH STREET SE CHARLESTON, WV 25304

304-926-0499

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## Request for Quotation

DEP14511

ADDRESS CORRESPONDENCE TO ATTENTION OF

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CHUCK BOWMAN 304-558-2157

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Aspen Corporation 2400 Ritter Drive Daniels, WV 25832

ENVIRONMENTAL PROTECTION
DEPARTMENT OF
OFFICE OF AML&R
601 57TH STREET SE
CHARLESTON, WV
25304 304-926-0499

DATE PRINTED TERMS OF SALE SHIP VIA FOB. FREIGHT TERMS 12/11/2008 BID OPENING DATE: 02/05/2009 BID OPENING TIME 01:30PM LINE QUANTITY UOP ITEM NUMBER UNIT PRICE AMOUNT 2019 WASHINGTON STREET, EAST CHARLESTON, WV 25305-0130 THE BID SHOULD CONTAIN THIS INFORMATION ON THE FACE OF THE ENVELOPE OR THE BID MAY NOT BE CONSIDERED: SEALED BID BUYER: CB-23 RFQ. NO.: DEP14511 BID OPENING DATE: 02/05/2009 BID OPENING TIME: 1:30 PM PLEASE PROVIDE A FAX NUMBER IN CASE IT IS NECESSARY TO CONTACT YOU REGARDING YOUR BID: 304-763-PLEASE PRINT OR TYPE NAME OF PERSON TO CONTACT CONCERNING THIS QUOTE: Joe Kubin of Les Bolen SEE REVERSE SIDE FOR TERMS AND CONDITIONS SIGNATURE TELEPHONE 304-763-4573 55-0627766-001 ADDRESS CHANGES TO BE NOTED ABOVE esident

## Fanco (Adkins) Drainage Requisition # DEP

Contractor's Bid Sheet

Company Name: Aspen Corporation

Address: 2400 Ritter Drive

Daniels, WV 25832

The DEP reserves the right to request additional information and supporting documentation regarding unit prices when the unit price appears to be unreasonable.

ITEM	<u> </u>	. 1		
NO.	QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
1.0	Lump Sum	MOBILIZATION (LIMTED TO 10% OF TOTAL BID)	5/11/00	\$ 510000
2.0		CONSTRUCTION LAYOUT (LIMITED TO 5% TOTAL BID)	112000	\$ 112000
3.0	Lump Sum	QUALITY CONTROL (LIMITED TO 3% OF TOTAL BID)	150000	\$ 150000
4.0	Lump Sum	SITE PREPARATION (LIMITED TO 10% OF TOTAL BID)	720000	\$ 720000
5.0		SEDIMENT CONTROL BARRIER	4.50	\$ 1,35000
6.0		REVEGETATION	200000	\$ 2,000 00
7.1		French Drain	14847	\$ 89.08400
7.2		DROP INLET	165400	8 992400
7.3	80 LF	18" I.D. HDPE PIPE	8150	\$ 6,52000
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OMB #1029-0119 Expiration Date: 01/31/2010

### AML CONTRACTOR INFORMATION FORM

You must complete this form for your AML contracting officer to request an AML eligibility evaluation from the Office of Surface Mining to determine if you are eligible to receive an AML contract. This eligibility requirement applies to contractors and their sub-contractors and is found under OSM's regulations at 30 CFR 874.16.

Part A: General Information
Contractor Name: ASPEN Corponation Tax Payer ID No.: 55-0627766-001  Address: 2400 Ritter Drive  City: Daniels State: WV Zip Code: 25832 Phone: 304-763-4573  Fax No.: 304763-4591 E-mail address: dadkins@aspen-gotf.com
Part B: Legal Structure
( ) Corporation ( ) Sole Proprietorship ( ) Partnership ( ) LLC ( ) Other (please specify)
Part C: Certifying and updating information in the Applicant/Violator System (AVS). Select only one of the following options, follow the instructions for that option, and sign below.
Information on the attached Entity OFT from AVS is accurate, complete, and uptodate. If you select this option, you must attach an Entity OFT from AVS to this form. Sign and date below and do not complete Part D.  Part of the information on the attached Entity OFT from AVS is missing or incorrect and the information in AVS for my company must be updated. If you select this option, you must attach an Entity OFT from AVS to this form. Use Part D to provide missing or corrected information. Sign and date below and complete Part D.
Our company currently has no information in AVS. If you select this option, you must provide all information required in Part D. Sign and date below and complete Part D.
Date 2-3-09 Signature Almine Alkins Title President
IMPORTANT!  In order to certify in Part C to the accuracy of existing information in AVS, you must obtain a  The shade of the AVS Office, toll-free

In order to certify in Part C to the accuracy of existing information in AVS, you must obtain a copy of your business' Entity OFT. To obtain an Entity OFT, contact the AVS Office, toll-free, at 800-643-9748 or request it from <a href="https://www.avs.osmre.~ov">www.avs.osmre.~ov</a> on the Internet.

Part D.

Contractor Name: Aspen Corporation

If the current entity and Entity OFT information for your business is incomplete or incorrect in AVS, or if there is no information in AVS for your business, you must provide all of the following information as it applies to your business affiliations. Please make as many copies of this page as you require.

- Every officer (President, Vice President, Secretary, Treasurer, etc.);
- All Directors;
- All persons performing a function similar to a Director;
- Every person or business that owns 10% or more of the voting stock in your business;
- Every partner, if your business is a partnership;
- · Every member and manager, if your business is a limited liability company; and
- Any other person(s) who has the ability to determine the manner in which the AML reclamation project is being conducted.

Donnie L. Adkins 2400 Ritter Drive Daniels, WV 25832 .: NA	Position/Title President Telephone # 304-763-4573 50 % of Ownership Begin Date: 1982
Ronnie L. Adkins 2400 Ritter Drive Daniels, WV 25832	Position/Title Vice-President, Sec. 4 Tractures Telephone # 304-763-4573 50 % of Ownership Begin Date: 1982 Ending Date: N/A
	Position/Title Telephone # % of OwnershipEnding Date:
Ending D	Position/Title Telephone # % of OwnershipBegin Date: Date:
	2400 Ritter Drive Daniels, WV 25832 :: N/A  Ronnie L. Adkins 2400 Ritter Drive Daniels, WV 25832

#### PAPERWORK REDUCTION STATEMENT

The Paperwork Reduction Act of 1995 (44 U.S.C. 3501) requires us to inform you that: Federal Agencies may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. This information is necessary for all successful bidders prior to the distribution of AML funds, and is required to obtain a benefit.

Public reporting burden for this form is estimated to average 45 minutes per response, including time for reviewing instructions, gathering and maintaining data, and completing and reviewing the form. Direct comments regarding the burden estimate or any other aspect of this form to the Information Collection Clearance Officer, Office of Surface Mining Reclamation and Enforcement, Room 210 S1B, Constitution Ave., NW, Washington, D.C. 20240.

## STATE OF WEST VIRGINIA Purchasing Division

## PURCHASING AFFIDAVIT

1129

## **VENDOR OWING A DEBT TO THE STATE:**

West Virginia Code §5A-3-10a provides that: 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.

## PUBLIC IMPROVEMENT CONTRACTS & DRUG-FREE WORKPLACE ACT:

West Virginia Code §21-1D-5 provides that: Any solicitation for a public improvement construction contract shall require each vendor that submits a bid for the work to submit at the same time an affidavit that the vendor has a written plan for a drug-free workplace policy in compliance with Article 1D, Chapter 21 of the West Virginia Code. A public improvement construction contract may not be awarded to a vendor who does not have a written plan for a drug-free workplace policy in compliance with Article 1D, Chapter 21 of the West Virginia Code and who has not submitted that plan to the appropriate contracting authority in timely fashion. For a vendor who is a subcontractor, compliance with Section 5, Article 1D, Chapter 21 of the West Virginia Code may take place before their work on the public improvement is begun.

#### **ANTITRUST:**

In submitting a bid to any agency for the state of West Virginia, the bidder offers and agrees that if the bid is accepted the bidder will convey, sell, assign or transfer to the state of West Virginia all rights, title and interest in and to all causes of action it may now or hereafter acquire under the antitrust laws of the United States and the state of West Virginia for price fixing and/or unreasonable restraints of trade relating to the particular commodities or services purchased or acquired by the state of West Virginia. Such assignment shall be made and become effective at the time the purchasing agency tenders the initial payment to the bidder.

I certify that this bid is made without prior understanding, agreement, or connection with any corporation, firm, limited liability company, partnership or person or entity submitting a bid for the same materials, supplies, equipment or services and is in all respects fair and without collusion or fraud. I further certify that I am authorized to sign the certification on behalf of the bidder or this bid.

#### 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 is in compliance with the requirements as stated.

Vendor's Name:	HSpen C	orporatio	ont		
Authorized Signature:	Λ΄	Adkins		2-3-2009	
Ann A A A ANN A					

Purchasing Affidavit (Revised 07/01/08)

### Band#B8493060

						BID BON	D			The A
	KNC	NOW ALL MEN BY THESE PRESENTS, That we, the undersigned,				igned,	Aspen Corporation			
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	IN V	VITNESS Y	WHEREOF,	Principal a	ind Suret	y have hereunto :	set their	hands and seals	, and such of ther	n as are corporations
			orate seals to Uary			o and these pres	ents to l	pe signed by the	ir proper officers, t	his
Princip	el Cor	porate Sea	al					Aspen Cor	poration (Name of Princ	sipal)

Surety Corporate Seal

(Name of Surety)

Cincinnati Insurance Company

(Must be President or Vice President)

(Title)

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.

#### THE CINCINNATI INSURANCE COMPANY

Fairfield, Ohio

#### POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That THE CINCINNATI INSURANCE COMPANY, a corporation organized under the laws of the State of Ohio, and having its principal office in the City of Fairfield, Ohio, does hereby constitute and appoint

William Steven Cochran; Brenda Snuffer and/or Jim Songer, II

of Beckley, West Virginia

its true and lawful Attorney(s)-in-Fact to sign, execute, seal

and deliver on its behalf as Surety, and as its act and deed, any and all bonds, policies, undertakings, or other like instruments, as follows:

Any such obligations in the United States, up to

Five Million and No/100 Dollars (\$5,000,000.00).

This appointment is made under and by authority of the following resolution passed by the Board of Directors of said Company at a meeting held in the principal office of the Company, a quorum being present and voting, on the 6th day of December, 1958, which resolution is still in effect:

"RESOLVED, that the President or any Vice President be hereby authorized, and empowered to appoint Attorneys-in-Fact of the Company to execute any and all bonds, policies, undertakings, or other like instruments on behalf of the Corporation, and may authorize any officer or any such Attorney-in-Fact to affix the corporate seal; and may with or without cause modify or revoke any such appointment or authority. Any such writings so executed by such Attorneys-in-Fact shall be binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company,"

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the Company at a meeting duly called and held on the 7th day of December, 1973.

"RESOLVED, that the signature of the President or a Vice President and the seal of the Company may be affixed by facsimile on any power of attorney granted, and the signature of the Secretary or Assistant Secretary and the seal of the Company may be affixed by facsimile to any certificate of any such power and any such power of certificate bearing such facsimile signature and seal shall be valid and binding on the Company. Any such power so executed and sealed and certified by certificate so executed and sealed shall, with respect to any bond or undertaking to which it is attached, continue to be valid and binding on the Company."

IN WITNESS WHEREOF, THE CINCINNATI INSURANCE COMPANY has caused these presents to be sealed with its corporate seal, duly attested by its Senior Vice President this 1st day of August, 2004.

CORPORATO SEAL

STATE OF OHIO COUNTY OF BUTLER ZÎNCINNATI INSURANCE COMPANY

Senior Vice President

On this 1st day of August, 2004, before me came the above-named Senior Vice President of THE CINCINNATI INSURANCE COMPANY, to me personally known to be the officer described herein, and acknowledged that the seal affixed to the preceding instrument is the corporate seal of said Company and the corporate seal and the signature of the officer were duly affixed and subscribed to said instrument by the authority and direction of said corporation.

MARK J. HULLER, Attorney at Law NOTARY PUBLIC - STATE OF OHIO My commission has no expiration

date, Section 147.03 O.R.C.

I, the undersigned Secretary or Assistant Secretary of THE CINCINNATI INSURANCE COMPANY, hereby certify that the above is a true and correct copy of the Original Power of Attorney issued by said Company, and do hereby further certify that the said Power of Attorney is still in full force and effect.

GIVEN under my hand and seal of said Company at Fairfield, Ohio.

1/th day of February . 2009

this

) ss:

Gugy J Schloem

BN-1005 (8/04)

## ASPEN CORPORATION GOLF & IRRIGATION DIVISION 2400 Ritter Drive, Daniels, WV 25832

Phone: 304-763-4573, Fax: 304-763-4591

## TRANSMITTAL

DATE: 2-12-09							
DELIVERY ADDRESS: VIA:	HAND DELIVERED						
Department of Administration							
Purchasing Division							
Building 15							
2019 Washington Street, East							
Charleston, WV 25305-0130							
Phone: 304-926-0499							
FROM: Donnie Adkins							
DESCRIPTION							
1 Completed Sealed Bid – RFQ DEP14511							
Including Bid Bond							
These are transmitted as checked below:							
For ReviewX	For Your ApprovalX						
For Your Use As Requested By: RFQ Instructions							

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