

# BREAKAWAY, INC. 1075 OLD TURNPIKE ROAD SUTTON, WV 26601

General Contractor WV037089

Voice: 304-765-5317 FAX: 304-765-5389

#### FAX COVER PAGE

То	State of WV - Purchasing Division
. [ ]	Chuck Bowman
Fax Num	ber 304-558-3970 Date 7/19/11
From	Tonya Vincent
Total Pa	ges (Including this cover sheet)3
RE:	
	Sealed Bid Enclosed
	RFQ Number: <u>DEP15 434</u>
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	Bid Opening Date: 7/19/11
	Bld Opening Time:
	Mail To:
	WV PURCHASING DIVISION
	2019 WASHINGTON ST E
	PO BOX 50130 ———————————————————————————————————
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State of West Virginia
Department of Administration
Purchasing Division
2019 Washington Street East
Post Office Box 50130
Charleston, WW 25305-0130

Request for
Quotation
DEP1543

CHUCK BOWMAN

DEP15434

Maddresso orinesicondeno en Otahernione

304-558-2157

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

25304

304-926-0499

BREAKAWAY INC. 1075 Old Turnpike Road Sutton, WV 26601 Voice/ 304-765-5317

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Voice/

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BREAKAWAY, MC.

1075 Old Turnpik

Sutton, WV 26601 ice/ 304-765-5317

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

#### Request for The RECONUMBER

	SKONI O EVENERAL PROPERTY OF STREET
CHUCK BOWMAN	
304-558-2157	

DEPARTMENT OF

OFFICE OF AML&R 601 57TH STREET SE CHARLESTON, WV

ENVIRONMENTAL PROTECTION

304-926-0499 25304

OSTINGATE  OTATION OF THE DISOPHER THE DISOPH  OTHER COUNTRY  OTATION THE DISOPH  ADDITION, WE REQUEST THAT ALL POTENTIAL BIDDERS INCLUDE THEIR EMAIL MIDRESS AND FAX NUMBER.  ALL POTENTIAL BIDDERS ARE REQUESTED TO ARRIVE PRIOR TO THE STARTING TIME FOR THE PRE-BID. BIDDERS WHO ARRIVE LATE, BUT PRIOR TO THE DISMISSAL OF THE TECHNICAL PORTION OF THE PRE-BID, WILL BE PERMITTED TO SIGN IN. BIDDERS WHO ARRIVE AFTER CONCLUSION OF THE TECHNICAL PORTION OF THE PRE-BID, BUT DURING ANY SUBSEQUENT PART OF THE PRE-BID, MILL NOT BE PERMITTED TO SIGN THE ATTENDANCE SWEET.  DIRECTIONS TO PREBID:  FROM CHARLESTON, TAKE ST. RT. 61 EAST TO MONTGOMERY. TURN RIGHT ON FAVETTE PIKE BESIDE DAIRY QUEEN. TRAVEL OI. MILE AND TURN RIGHT ON MORRIS DRIVE. TRAVEL 1 MILE TO SITE ON LEFT.  PLANS AND SPECIFICATIONS NAY BE OBTAINED FROM WYDEP, OFFICE AMLER, 601 57TH ST., SE, CHARLESTON, WY 25304, PH. 304-926-868 UPON PAYMENT OF \$10.00 NON-REFUNDABLE FEE. PAYMENT MUST BE MADE BY CHECK OR MONEY ORDER.  NO CASH WILL SE ACCEPTED.  EXHIBIT 5  MEST VIRGINIA CODE 21-1D-5 PROVIDES THAT: ANY SOLICITATION FOR A PUBLIC IMPROVEMENT CONSTRUCTION CONTRACT REQUIRES EACH VENDOR THAT SUBMITS A BID FOR THE WORK TO SUBMIT AT THE SAME TIME AN AFTIDAVIT OF COMPLAINCE THE SAME TIME AND SUBMITTED WITH THE BID AFTIDAVIT ME BE SIGNED AND SUBMITTED WITH THE BID AFTIDAVIT ME SAME TIME AND STIDAVIT THE WORK OF THE WENDOR'S COMPLIANCE WITH THE BID AFTIDAVIT OF COMPLAINCE THE SAME TIME AND SUBMITTED WITH THE BID AFTIDAVIT OF COMPLAINCE THE WORK OF ARTICLE ID, CHAPTER 21 OF THE WEST FAILURE TO SUBMIT THE SIGNED DRUG-FAILURE TO SUBMIT THE SIGN	DATE PRINT	ED	l.		ΦF.¥	SALÉ		SHIP VI				FO	8		FAL	фнттея	MS
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BREAKAWAY INC.

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

## Request for

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TELEPHONE BIGNATURE

TITLE

ADDRESS CHANGES TO BE NOTED ABOVE



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

#### Request for

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**DEP15434** 

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CHUCK BOWMAN 304-558-2157

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

304-926-0499 25304

RFQ COPY TYPE NAME/ADDRESS HERE BREAKAWAY INC. 1075 Old Turnpike Road Sutton, WV 25501 304-765-5317 Voice/

DEPENDENT OF THE OFFICE STATE OF STATE OF MEST VIRGINIA, SHALL BE SUBMITTED BY AND HER PROPERTY OF THE STATE OF WEST VIRGINIA. A LETTER OF CREDIT, OR BOND, OR LABOR AND MATERIAL BOND.  ( ) MAINTEMANCE OF CONTRACT.  UNLESS OTHERWISE SPECIFIED IN COVERAGE REQUIRED IS \$250,000.  ( ) BUILDERS RISK INSURANCE: SUCCESSFUL VENDOR SHALL FURNISH PROOF OF BUILDERS RISK - ALL RISK INSURANCE IN AN AMOUNT EQUAL TO 100% OF THE AMOUNT OF THE CONTRACT.  (XX) BONDS: FIVE PERCENT (5%) OF THE TOTAL AMOUNT OF THE SUCCESSFUL BONDS: FIVE PERCENT (5%) OF THE MOUNT OF THE SUCCESSFUL BONDS HALL 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 FUNNISHED BY A SOLVENT SURFIY COMPANY AUTHORIZED TO DO BUSINESS IN THE STATE OF WEST VIRGINIA. A LETTER OF CREDIT SUBMITTED TO LOBUSINESS IN THE STATE OF WEST VIRGINIA. A LETTER OF CREDIT SUBMITTED CHECK, BOND, OR LABOR AND MATERIAL BOND.  ( ) MAINTEMANCE BOND: A TWO (2) YEAR MAINTENANCE BOND, OR LABOR AND MATERIAL BOND.  ( ) MAINTEMANCE BOND: A TWO (2) YEAR MAINTENANCE BOND COVERINS THE ROOFING SYSTEM WILL BE A REQUIREMENT OF THE SUCCESSFUL VENDOR.  REV. 11/00  *********************************			St. 2022 (1885)	DING?	of sale	A VAIHA SHIRA		10		FREIGHTTERMS
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State of West Virginia
Department of Administration
Purchasing Division
2019 Washington Street East
Post Office Box 50130
Charleston, WV 25305-0130

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State of West Virginia Request Top Department of Administration Quotation Purchasing Dylsion 2019 Washington Street East Post Office Bay 50130 Charleston, WW 25305-0130

## Request for PRONUMBER

**DEP15434** 

BEADURATE ACTION OF CONTRACTOR

CHUCK BOWMAN 304-558-2157

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

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

RFQ COPY
TYPE NAME/ADDRESS HERE

BREAKAWAY, INC. 1075 Old Turnpike Road Sutton, WV 26601 Voice, 304-765-5317

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CHUCK BOWMAN	•
304-558-2157	

ENVIRONMENTAL PROTECTION
DEPARTMENT OF
OFFICE OF AML&R
601 57TH STREET SE
CHARLESTON, WV
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State of West Virginia
Department of Administration
Purchasing Division
2019 Washington Street East
Post Office Box 50130
Charleston, WM 25305-0130

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DEP15434

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CHUCK BOWMAN 304-558-2157

ENVIRONMENTAL PROTECTION
DEPARTMENT OF
OFFICE OF AML&R
601 57TH STREET SE

CHARLESTON, WV 25304

304-926-0499

RFQ COPY
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BREAKAWAY INC. 1075 Old Turnpike Road Sutton, WV 26601 Voice, 304-766-5317

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

### Request for

**DEP15434** 

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SECTION OF THE SECTION OF THE PROPERTY OF THE CHUCK BOWMAN 304-558-2157

BREAKAWAY NC. 1075 Old Turnpike Road Sutton, WV 26601 Voice

TYPE NAME/ADDRESS HERE

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

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BREAKAWAM, INC.

1075 Old Turnbike Road

Sutton, WV 26601

State of West Virginia Request 101
Department of Administration Quotation Purchasing Division 2019 Washington Street East Post Office Bax 50130 Charleston, WM 25305-0130

#### Request for

SECTION OF STREET **DEP15434**  PAGE

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CHUCK BOWMAN 304-558-2157

TO

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

304-765-5317 SHIP VIA F.O.B FREIGHT TERMS DATEPRINTED TERMS OF SALE 05/12/2011 01:30PM BID OPENING TIME BID OPENING DATE: 07/07/2011 AMOUNT UNITPAICE HOP ITEM NUMBER QUANTITY LINE A CONTRACTOR WHO USES STEEL PRODUCTS IN VIOLATION OF THIS SECTION MAY BE SUBJECT TO CIVIL PENALTIES PURSUANT TO WY CODE SECTION 5A-3-56. REV. 10/01/0 EXHIBIT 7 DOMESTIC ALUNINUM, 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 WORKEN 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 REMUIRED, THE STATE WILL ACCEPT ONLY ALUMINU GLASS, OR STREE 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 SHEEL ARE USED IN PUBLIC WORKS PROJECTS. FOREIGN MADE ALUMINUM, GLASS OR STEEL PRODUCTS MAY BE ACCEPTED ONLY IF THE COST OF DOMESTIC PRODUCTS IS FOUND SUCH COST IS UNREASONABLE IF IT IS TO BE UNREASONABLE. SUCH COST IS UNREASONABLE IF IT IS 20% OR MORE HIGHER THAN THE BID PRICE FOR FOREIGN MADE THE DOMESTIC ALUMINUM, GLASS OR STEEL PRODUCTS. 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.

SEE REVERSE SIDE FOR TERMS AND CONDITIONS

TELEPHONE

DATE

ADDRESS CHANGES TO BE NOTED ABOVE



>WZCOK

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

### Request for

DEP15434

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and the state of t CHUCK BOWMAN 304-558-2157

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BREAKAWAY, INC. 1075 Old Turnpike Road Sutton, WV 26601 ce/ 304-765-5317 Voice/

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

#### Request for

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DEP15434

AND THE PROPERTY OF THE PROPER

CHUCK BOWMAN 304-558-21<u>57</u>

RFQ COPY TYPE NAME/ADDRESS HERE

BREAKAWAY, INC. 1075 Old Turnplke Road Sutton, WV 26601 304-765-5317 Voice/

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

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

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> BREAKAWAY, INC. 1075 Old Turnpike Road Sutton, WV 26601 304-765-5317 Voice

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

### Request for

DEP15434

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304-558-2157

RFQ COPY TYPE NAME/ADDRESS HERE BREAKAWAY, INC.

1075 Old Tumpka Road Sutton, WV 26601 304-765-5317 Voice,

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

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

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CHUCK BOWMAN 304-558-2157

304-765-5317 \*510160447 BREAKAWAY INC 1075 OLD TURNPIKE ROAD

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304-926-0499 25304

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304-765-5389>>

# Morris Creek (Jackson) Drainage DEP15434

Contractor's Bid Sheet

Company Name	e	BREAKAWAY, INC.
	ĺ	1075 Old Turnpike Road
Address:	_	Sutton, WV 26601
		Voice 304-765-5317
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The DEP reserves the right to request additional information and supporting documentation regarding unit prices when the unit price appears to be unreasonable.

ITEM	·				
NO.	OUANTITY		DESCRIPTION	UNIT PRICE	AMOUNT
110.					
	Lump Sum	MOBILIZATIO	N (LIMTED TO 10% OF TOTAL BID)	LS	\$ 6,000.00
1.0	Lump Sum	CONSTRUCTI	N LAYOUT (LIMITED TO 5% TOTAL BID)	L5	s /00.00
2.0	Lump Sum	OTTALITY CON	TROL (LIMITED TO 3% OF TOTAL BID)	LS	\$ 100.00
3.0	Lump Sum	CITE PREPAR	TION (LIMITED TO 10% OF TOTAL BID)	45	\$ 6,000.00
4.0	200 L.F.	SEDIMENT OF	NTROL BARRIER	1.00	\$ 200.00
5.0		REVEGETATI		75	\$ 4,000.00
6.0	Lump Sum 120 L.F.	Underdrain		100,00	\$ 12,000.00
7.1	280 L.F.	18" Diameter H	PF Pine	72.00	\$ 20,160,00
7.2	280 L.F.	Manholes		1.000.00	\$ 2,000.00
7.3	1	Drop Inlet		7,500.00	\$ 7,500.00
7.4	55 L.F.	L 1/2" Grouted	Rock Riprap Channel	100.00	\$ 5,500.00
7.5	33 L.F.	Splash Pad		100.00	\$ 100.00
7.6		1 1/2" Crushen	run Stone	50.00	\$ 1,250.00
9.0	25 Tons	1 1/2 Clusion	Cut Diotic	1	\$
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				***************************************	\$ 64.910.00
*****	<b></b>	TOTAL		100000000000000000000000000000000000000	The state of the s

OMB #1029-0119 Expiration Date: 1/31/13

#### AML CONTRACTOR INFORMATION FORM

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

Tart A. Generalia	HOI MACION	
Business Name:	reakaway, Inc. Tax Payer ID No.	: 13-4279911
Address: MIA	Ald Turning And	
Cina Sully	State: WV Zip Code: 21010 Pho 5-5389 E-mail address: tonya & bree	ne: 304-765-5317
Earl No. 1 Call Mark	E 6300 E mail address: topulo billo	Kannuny com
Lax 140" 304-100	D-133 89 D-Man address: Total E- 15-	
Part B: Legal Str	notruma.	
rant D. Legal Sun		
(2) Composition	( ) Sole Proprietorship ( ) Partnership	( )LLC
		( )
( ) Other (please s	Jechy)	· · · · · · · · · · · · · · · · · · ·
B 4 C C 4 C	and updating information in the Applicant/Violat	tor System (AVS).
Part C: Cermying	he following options, follow the instructions for that	option, and sign below.
Select only one diff	ne following options, follow the insulations for that	Opinion, man organ work
	have the express authority	to certify that:
1, /onija i	have the express authority	to contri unan
र (श्राम	name)	
/		
1 Informat	ion on the attached Entity Organizational Family Tr	ee (OFT) from AVS is
accurate in	demplete and un-to-date. If you select this option, yo	ou must attach an Entity
OFT from	AVS to this form. Sign and date below and do not co	mplete Part D.
OI I IIO		-
2. Part of the	e information on the attached Entity OFT from AV	S is missing or incorrect
and must	e updated. If you select this option, you must attach	an Entity OFT from
AVS to the	s form. Use Part D to provide the missing or correct	ed information. Sign
A V S 10 dis	low and complete Part D.	
and date of	NOW WILL COMPLETE YEAR D.	
	ess currently has no information in AVS. If you sele	et this option, you must
3Our busin	information required in Part D. Sign and date below	and complete Part D.
provide all	information required in Part 1. sign and date voice	, and combines and -
الدام	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	Prasiden+
7/19/11	Joney Linux	Title
Date	* Signature	INC
	[] · · · · · · · · · · · · · · · · · · ·	

IMPORTANT! 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 from the AVS website at https://avss.osmre.gov.

ADD(F5) LCCK/UNLOCK(F7) REPORTS(F11) SEARCH(F2) PRV\_SCH(F3) QUIT(F4) ENTITY(F6) CHOICES(F10)

Agency <u>Purchasing Di</u>	vision
REQ.P.O#DEP15434	

#### **BID BOND**

KNOW ALL MEN BY THESE	PRESENTS, That we, the undersigned, Breakaway, Inc.
of Sutton	WV, as Principal, and Ohio Farmers Insurance Company
Westfield Center	OH, a corporation organized and existing under the laws of the State of
OH with its principal offi	ce in the City of Westfield Center, as Surety, are held and firmly bound unto the State
of West Virginia, as Obliges, in the per	nal sum of Five Percent of Amount Bid (\$ 5% ) for the payment of which,
well and truly to be made, we jointly at	d severally bind ourselves, our heirs, administrators, executors, successors and assigns.
The Condition of the above o	oligation is such that whereas the Principal has submitted to the Purchasing Section of the
Department of Administration a certain	bid or proposal, attached hereto and made a part hereof, to enter into a contract in writing for
Morris Creek (Jackson) Drainage	, Fayette County, WV_DEP15434
INOTINO OF SOR (SUBSINIES)	
NOW THEREFORE,	
.    .	ed, or
(b) If said bid shall be acper	led and the Principal shall enter into a contract in add chall in all other respects perform the
hereto and shall furnish any other poli-	ds and insurance required by the big or proposal, and shall in all other respects parishing the lof said bid, then this obligation shall be null and void, otherwise this obligation shall remain in full literational parent that the liability of the Surety for any and all claims hereunder shall, in no event,
exceed the penal amount of this oblig	
The Surely for the value les	elved, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no
way impaired or affected by any exich	sion of the time within which the Obligee may accept such bid, and said Surety does hereby
waive notice of any such extension	
IN WITHERS WHEREOF B	incipal and Surety have hereunto set their hands and seals, and such of them as are corporations
have sourced their corporate seals to	e affixed hereunto and these presents to be signed by their proper officers, this
19th day of July	2011
day or	
n i de la Carrenta Real	Breakaway, Inc.
Principal Corporate Seal	(Name of Principal)
	By Jonya Incent
	(Must be President or Vice President)
	tresident
	(Title)
Surety Corporate Scal	Ohio Farmers Insurance Company
	(Name of Syrew)
,	By: Unvertil hils
	Kimberly L. Miles, Licensed WV Resident Agent Attorney-in-Fact

IMPORTANT - Surety executing bonds must be licensed in West Virginia to transact surety insurance. Corporate seals must be affixed, and a power of attorney must be a trached.

304-765-5389>> **BREAKAWAY** 

General Power of Attorney POWER NO. 4750172 01

#### Westfield Insurance Co. Westfield National Insurance Co. Ohio Farmers Insurance Co.

Westfield Center, Ohio

#### CERTIFIED COPY

Know All Men by Trese Presents, that WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, to porations, hereinafter referred to individually as a "Company" and collectively as "Companies," duly organized and existing under the laws of the State of Ohio, and having its principal office in Westfield Center, Medina County, Ohio, do by these presents make, constitute and appoint and provided and existing under the laws of the State of Ohio, and having its principal office in Westfield Center, Medina County, Ohio, do by these presents make, constitute and appoint and Andrew K. TEETER, KIMBERLY L. MUES, JANIS KAY PEACOCK, DOUGLAS P. TAYLOR, PAMELA D. OBRIEN, DONNA J. PRICE, TRAVIS A. HILL, JR., PAMELA V. LANHAM, GARY R. FREEMAN, JOINTLY OR SEVERALLY

of CHARLESTON and State of WVIts true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings, or other instruments or contracts of suretyship-

LIMITATION: THIS POWER OF ATTORNEY CANNOT BE USED TO EXECUTE NOTE GUARANTEE, MORTGAGE DEFICIENCY, MORTGAGE GUARANTEE, OR BANK DEPOSITORY HONDS.

and to bind any of the Companies thereby as fully and to the same extent as it such bonds were signed by the President, sealed with the corporate seal of the applicable Company and duty attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises. Said appointment is mable under and by authority of the following resolution adopted by the Board of Directors of each of the WESTFIELD INSURANCE COMPANY.

"Be It Resolved, that the President any Senior Executive, any Secretary or any Fidelity & Surety Operations Executive or other Executive shall be and is nereby vested with full power and authority to appoint any one or more suitable persons as attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

The Attorney-in-Fact. may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizations, contracts, agreements of indemnity and other conditional or obligatory undertakings and any and all notices and documents cancelling or erminating the Company's liability thereunder, and any such instruments so executed by any such notices and documents cancelling or erminating the Company's liability thereunder, and any such instruments so executed by any such anotices and documents cancelling or erminating the Company's liability thereunder, and any such instruments so executed by any such notices and documents cancelling or erminating the Company's liability thereunder, and any such instruments so executed by any such notices and documents cancelling or erminating the Company as it signed by the President and sealed and attested by the Corporate Secretary.

"Be it Further Resolved, that the signature of any such designated person and the seal of the Company heretofore or hereafter

In Witness Whereof, WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY have caused these presents to be signed by their Senior Executive and their corporate seals to be hereto affixed this 12th day of

A.D., 2010 **JANUARY** 

Corporate Seals Affixed

State of Ohio County of Medina

WESTFIELD INSURANCE COMPANY WESTFIELD NATIONAL INSURANCE COMPANY OHIO FARMERS INSURANCE COMPANY

Richard L. Kinnaird, Jr., Senior Executive

A.D., 2010 , before me personally came Richard L. Kinnaird. Jr. to me known, who, being by me duly Sworn, did depose and say, that he resides in Medina, Ohio; that he is Senior Executive of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, the companies described in and which executed the above instrument; that he knows the seals of said Companies; that the seals affixed to said instrument are such corporate seals; that they were so affixed by order of the Boards of Directors of said Companies; and that he signed his name thereto by like order.

Notarial Seal Affixed

State of Onio County of Medina

SS.:

55.;

William J. Kahelin, Altorney at Law, Notary Public My Commission Does Not Expire (Sec. 147.03 Onto Revised Code)

I, Frank A. Carrino, Secretary of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; and furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are

in full force and effect. to set my hand and affixed the seals of said Companies at Westfield Center, Ohio, this 19th day of In Witness Whereof, I have hereun A.D.,2011



Frank A. Carrinó, Secretat

Rev March 2009



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

STATE OF	<u>W V</u>
COUNTY OF	Braxton to-wit:
I, lonuA	Vincen, after being first duly sworn, depose and
1. I am an	employee of Breakaund nc.; and, (Company Name)
	eby attest that
maintai policy is	ns a valid written drug free workplace policy and that such in compliance with <b>West Virginia Code</b> §21-1D-5.
The above sta	tements are sworn to under the penalty of perjury.
	By: Jonya Tince At
	Title: <u>Hesident</u>
	Date: 7 19 11
Taken, subst	ibed and sworn to before me this Ath day of July 2011.
By Commission	1
(Sea	Official Seal Notery Public, State of West Virginia Kara E. Stawart WV Supreme Court of Appeals 300 Maln St Sutton, WV 26601 My contribation expires July 17, 2016
	AVIT MUST BE SUBMITTED WITH THE BID IN ORDER TO TH WV CODE PROVISIONS. FAILURE TO INCLUDE THE
COMPLY WI	WITH THE BID SHALL RESULT IN DISQUALIFICATION OF
THE BID.	Rev March 200

REQ No. \_ DEP154 34

#### 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.

"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 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 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, dwnership 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.

Under penalty of law for false swearing (West Virginia Code §61-5-3), it is hereby certified that the vendor affirms and acknowledges the information in this affidavit and is in compliance with the requirements as stated.

WITNESS THE FOLLOWING	SIGNATURE
	roghaway Tro.
Authorized Signature:	Janya Tinen Date:Date:
State of WV	
Acay ton	to-wit:
Taken, subscribed, and swo	to before me this 141 day of
My Commission expires	July 17 2016
A FUNDAMENTAL OFFICIAL SERVICE CONTROL OF THE SERVICE CONTROL OF THE SERVICE CONTROL OF THE SERVICE CONTROL OF THE SERVICE OF	rant of Appeals