



2400 Ritter Drive
Daniels, WV 25832
PH: 304-763-4573
Fax: 304-763-4591
www.aspen-golf.com

Aspen Corporation

Fax

To:	Beth Collins WV Purchasing Division 2019 Washington Street, East P.O. Box 50130 Charleston, WV 25305-0130	From:	Brian Knight
Fax:	304-558-3970	Pages:	20 (counting cover)
Phone:	304-558-2157	Date:	12-23-2015
Re:	DEP 16022 – Roblee	CC:	File

Urgent For Review Please Comment Please Reply Please Recycle

• **Comments:**

Buyer: Beth Collins
RFQ. NO. DEP16022
Bid Opening Date: December 23, 2015
Bid Opening Time: 1:30 PM

12/23/15 11:35:47
WV Purchasing Division

IMPORTANT: The information contained in this facsimile transmission is only for the use of the individual or entity named above and may contain information that is privileged, confidential or exempt or protected from disclosure under applicable law. If the reader of this transmission is not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the above address via the U.S. Postal Service. Thank you.

Aspen Corporation
Purchasing Division
2019 Washington Street East
Post Office Box 50130
Charleston, WV 25305-0130



**State of West Virginia
Request for Quotation
32 — Reclamation**

Proc Folder: 138517
Doc Description: Addendum 01 OSR Roblee U-2026-87 Reclamation
Proc Type: Central Purchase Order

Date Issued	Solicitation Closes	Solicitation No	Version
2015-12-02	2015-12-23 13:30:00	CRFQ 0313 DEP1600000022	2

BID RECEIVING LOCATION

BID CLERK
DEPARTMENT OF ADMINISTRATION
PURCHASING DIVISION
2019 WASHINGTON ST E
CHARLESTON WV 25305
US

VENDOR

Vendor Name, Address and Telephone Number:
Aspen Corporation
2400 Ritter Drive
Daniels WV 25832
304-763-4573
Bid Total: \$498,000.00

FOR INFORMATION CONTACT THE BUYER

Beth Collins
(304) 558-2157
beth.a.collins@wv.gov

Signature X *Churde R. Hill* FEIN # 550627766001 DATE 12/23/2015

All offers subject to all terms and conditions contained in this solicitation

ADDITIONAL INFORMATION

CONSTRUCTION/RECLAMATION

Addendum No. 01

This addendum is issued to modify the solicitation per the attached documentation and the following:

1. To provide answers to vendor submitted questions.
2. To provide a copy of the mandatory pre-bid sign-in sheet.
3. To provide copy of revised specifications and drawings.
4. To modify bid opening date to December 23, 2015 at 1:30 PM, EST.

No other changes.

CRFQ

THE WEST VIRGINIA STATE PURCHASING DIVISION FOR THE AGENCY, THE DEPARTMENT OF ENVIRONMENTAL PROTECTION, IS SOLICITING BIDS FOR THE RESTORATION AND RECLAMATION AND REPAIR FOR THE OSR ROBLEE U-2026-87 RECLAMATION PROJECT, LOCATED IN BARBOUR COUNTY, WEST VIRGINIA, PER THE ATTACHED SPECIFICATIONS AND DOCUMENTATION.

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301 PHILIPPI WV26416 US		ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301 PHILIPPI WV 26416-9998 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	Mobilization & Demobilization (Shall not exceed 3% of TOTAL)	1.00000	LS	\$14,000.00	\$14,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Mobilization & Demobilization (Shall not exceed 3% of TOTAL)

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301 PHILIPPI WV26416 US		ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301 PHILIPPI WV 26416-9998 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
2	Construction Layout (Shall not exceed 1% of TOTAL)	1.00000	LS	\$4,000.00	\$4,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Construction Layout (Shall not exceed 1% of TOTAL)

RECEIVED TIME DEC. 23. 11:07AM

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301 PHILIPPI WV26416 US		ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301 PHILIPPI WV 26416-9998 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
3	Quality Control (Shall not exceed 1% of TOTAL)	1.00000	LS	\$2,000.00	\$2,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Quality Control (Shall not exceed 1% of TOTAL)

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301 PHILIPPI WV26416 US		ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301 PHILIPPI WV 26416-9998 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
4	Site Preparation (Shall not exceed 2% of TOTAL)	1.00000	LS	\$9,000.00	\$9,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Site Preparation (Shall not exceed 2% of TOTAL)

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301 PHILIPPI WV26416 US		ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301 PHILIPPI WV 26416-9998 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
5	Sediment Control- Silt Fence/Straw Wattles	4400.00000	LF	\$4.50	\$19,800.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Sediment Control- Silt Fence/Straw Wattles

INVOICE TO	SHIP TO
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Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
6	Revegetation	12.00000	ACRE	\$1,850.00	\$22,200.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Revegetation

INVOICE TO	SHIP TO
ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301 PHILIPPI WV26416 US	ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301 PHILIPPI WV 26416-9998 US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
7	Utilities Non Bid Item	0.00000	LS	\$0.00	\$0.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Utilities Non Bid Item

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301 PHILIPPI WV26416 US		ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301 PHILIPPI WV 26416-9998 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
8	Highwall Backfill/ Regrade	1.00000	LS	\$75,000.00	\$75,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Highwall Backfill/ Regrade

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Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
9	Road Rehabilitation	3250.00000	LF	\$10.00	\$32,500.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Road Rehabilitation

INVOICE TO		SHIP TO	
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Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
10	New Road Construction	1200.00000	LF	\$20.00	\$24,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
New Road Construction

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Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
11	1 foot V- Ditch	2500.00000	LF	\$20.00	\$50,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
1 foot V- Ditch

INVOICE TO	SHIP TO
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Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
12	1 foot Trapezoidal- Ditch	3300.00000	LF	\$40.00	\$132,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
1 foot Trapezoidal- Ditch

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301 PHILIPPI WV26416 US		ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301 PHILIPPI WV 26416-9998 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
13	Wet Seals	2.00000	EA	\$10,000.00	\$20,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Wet Seals

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301 PHILIPPI WV26416 US		ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301 PHILIPPI WV 26416-9998 US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
14	Dry Seals	2.00000	EA	\$4,000.00	\$8,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Dry Seals

INVOICE TO		SHIP TO	
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Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
15	12 Inch x 20 foot HDPE Culvert	5.00000	EA	\$500.00	\$2,500.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
12 Inch x 20 foot HDPE Culvert

INVOICE TO	SHIP TO
ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301 PHILIPPI WV26416 US	ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301 PHILIPPI WV 26416-9998 US

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
16	Demolition	1.00000	LS	\$10,000.00	\$10,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Demolition

INVOICE TO	SHIP TO
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Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
17	AMD Seep Collector	150.00000	LF	\$50.00	\$7,500.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
AMD Seep Collector

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301		ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301	
PHILIPPI	WV26416	PHILIPPI	WV 26416-9998
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
18	Boreholes	36.00000	EA	\$1,250.00	\$45,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Boreholes

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301		ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301	
PHILIPPI	WV26416	PHILIPPI	WV 26416-9998
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
19	Incidental Stone	250.00000	TON	\$40.00	\$10,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Incidental Stone

INVOICE TO		SHIP TO	
ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301		ENVIRONMENTAL PROTECTION OFFICE OF SPECIAL RECLAMATION 47 SCHOOL ST, STE 301	
PHILIPPI	WV26416	PHILIPPI	WV 26416-9998
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
20	Fence	1000.00000	LF	\$8.00	\$8,000.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Fence

INVOICE TO	SHIP TO
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Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
21	Gate	1.00000	EA	\$2,500.00	\$2,500.00

Comm Code	Manufacturer	Specification	Model #
77111603			

Extended Description :
Gate

SCHEDULE OF EVENTS

Line	Event	Event Date
1	Mandatory Pre-Bid Meeting Confrence at 10:00 AM	12-23-15
2	Tech Question Submittal Deadline at 5:00 PM	12-23-15

RECEIVED TIME DEC. 23. 11:07AM

	Document Phase	Document Description	Page
DEP1600000022	Final	Addendum 01 OSR Roblee U-2026- 87 Reclamation	11 of 11

ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

Agency Environmental Protection
REQ. P O# DEP 16022

BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we, the undersigned, Aspen Corporation
of 2400 Ritter Drive, Daniels, WV, 25832, as Principal, and Lexon Insurance Company
10002 Shelbyville Road, of Suite 100, Louisville, KY 40223, a corporation organized and existing under the laws of the State of Texas
with its principal office in the City of Louisville, Kentucky, as Surety, are held and firmly bound unto the State
of West Virginia, as Oblige, in the penal sum of Five Percent of Amount Bid (\$ 5% of Bid) for the payment of which,
well and truly to be made, we jointly and severally bind ourselves, our heirs, administrators, executors, successors and assigns.

The Condition of the above obligation is such that whereas the Principal has submitted to the Purchasing Section of the
Department of Administration a certain bid or proposal, attached hereto and made a part hereof, to enter into a contract in writing for
DEP 16022 - Roblee Coal
Barbour County, WV

NOW THEREFORE,

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

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

IN WITNESS WHEREOF, Principal and Surety have hereunto set their hands and seals, and such of them as are corporations
have caused their corporate seals to be affixed hereunto and these presents to be signed by their proper officers, this
23rd day of December, 2015.

Principal Corporate Seal

Aspen Corporation
(Name of Principal)

By [Signature]
(Must be President or Vice President)

VICE PRESIDENT
(Title)

Lexon Insurance Company
(Name of Surety)

Surety Corporate Seal

[Signature]
Bonnie J. Wortham, Attorney-in-Fact

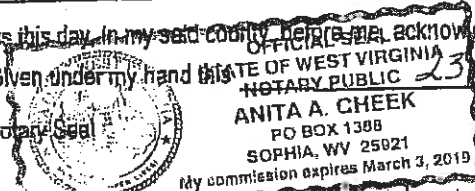
IMPORTANT - Surety executing bonds must be licensed in West Virginia to transact surety insurance. Raised corporate seals must be affixed; a power of attorney must be attached.

ACKNOWLEDGMENTS

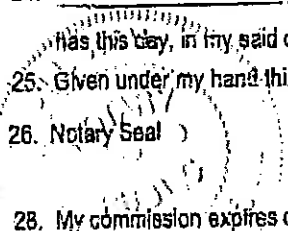
Acknowledgment by Principal if Individual or Partnership

- 1. STATE OF _____
- 2. County of _____ to-wit: _____
- 3. I, _____, a Notary Public in and for the
- 4. county and state aforesaid, do hereby certify that _____ whose name is signed to the foregoing writing, has this day acknowledged the same before me in my said county.
- 5. Given under my hand this _____ day of _____ 20 _____
- 6. Notary Seal 7: _____ (Notary Public)
- 8. My commission expires on the _____ day of _____ 20 _____

Acknowledgment by Principal if Corporation

- 9. STATE OF WEST VIRGINIA
 - 10. County of RALEIGH to-wit: _____
 - 11. I, ANITA A. CHEEK, a Notary Public in and for the
 - 12. county and state aforesaid, do hereby certify that CLAUDE R. HILL
 - 13. who as, VICE PRESIDENT signed the foregoing writing for
 - 14. ASPEN CORPORATION a corporation,
- has this day, in my said county, before me, acknowledged the said writing to be the act and deed of the said corporation.
- 15. Given under my hand this 23rd day of December 20 15
 - 16. Notary Seal  17: Anita A. Cheek (Notary Public)
 - 18. My commission expires on the 3rd day of March 20 19

Acknowledgment by Surety

- 19. STATE OF Kentucky
 - 20. County of Jefferson to-wit: _____
 - 21. I, Jill Kemp, a Notary Public in and for the
 - 22. county and state aforesaid, do hereby certify that Bonnie J. Wortham
 - 23. who as, Attorney-in-Fact signed the foregoing writing for
 - 24. Laxon Insurance Company a corporation,
- has this day, in my said county, before me, acknowledged the said writing to be the act and deed of the said corporation.
- 25. Given under my hand this 23rd day of December 20 15
 - 26. Notary Seal  27: Jill Kemp (Notary Public)
 - 28. My commission expires on the 29th day of November 20 19

Sufficiency in Form and Manner of Execution Approved

Attorney General

This _____ day of _____ 20 _____

By: _____ (Deputy Attorney General)

POWER OF ATTORNEY

LX-262038

Lexon Insurance Company

KNOW ALL MEN BY THESE PRESENTS, that LEXON INSURANCE COMPANY, a Texas Corporation, with its principal office in Louisville, Kentucky, does hereby constitute and appoint: Brook T. Smith, Raymond M. Hundley, Jason D. Cromwell, James H. Martin, Barbara Duncan, Sandra L. Fusinetti, Mark A. Guidry, Jill Kemp, Jackie C. Koestel, Lynnette Long, Amy Meredith, Deborah Neichter, Jessica Nowlin, Theresa Pickerrell, Sheryon Quinn, Bonnie J. Wortham its true and lawful Attorney(s)-In-Fact to make, execute, seal and deliver for, and on its behalf as surety, any and all bonds, undertakings or other writings obligatory in nature of a bond.

This authority is made under and by the authority of a resolution which was passed by the Board of Directors of LEXON INSURANCE COMPANY on the 1st day of July, 2003 as follows:

Resolved, that the President of the Company is hereby authorized to appoint and empower any representative of the Company or other person or persons as Attorney-In-Fact to execute on behalf of the Company any bonds, undertakings, policies, contracts of indemnity or other writings obligatory in nature of a bond not to exceed \$5,000,000.00, Five Million dollars, which the Company might execute through its duly elected officers, and affix the seal of the Company thereto. Any said execution of such documents by an Attorney-In-Fact shall be as binding upon the Company as if they had been duly executed and acknowledged by the regularly elected officers of the Company. Any Attorney-In-Fact, so appointed, may be removed for good cause and the authority so granted may be revoked as specified in the Power of Attorney.

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

IN WITNESS THEREOF, LEXON INSURANCE COMPANY has caused this instrument to be signed by its President, and its Corporate Seal to be affixed this 5th day of August, 2015.

LEXON INSURANCE COMPANY



BY [Signature]
David E. Campbell
President

ACKNOWLEDGEMENT

On this 5th day of August, 2015, before me, personally came David E. Campbell to me known, who be duly sworn, did depose and say that he is the President of LEXON INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he executed said instrument on behalf of the corporation by authority of his office under the By-laws of said corporation.



AMY TAYLOR
Notary Public- State of Tennessee
Davidson County
My Commission Expires 07-08-19

BY [Signature]
Amy Taylor
Notary Public

CERTIFICATE

I, the undersigned, Assistant Secretary of LEXON INSURANCE COMPANY, A Texas Insurance Company, DO HEREBY CERTIFY that the original Power of Attorney of which the forgoing is a true and correct copy, is in full force and effect and has not been revoked and the resolutions as set forth are now in force.

Signed and Seal at Mount Juliet, Tennessee this 23rd Day of December, 2015.



BY [Signature]
Andrew Smith
Assistant Secretary

"WARNING: Any person who knowingly and with intent to defraud any insurance company or other person, files and application for insurance of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime and subjects such person to criminal and civil penalties."

RFQ No. U-2026-87

STATE OF WEST VIRGINIA
Purchasing Division
PURCHASING AFFIDAVIT

MANDATE: Under W. Va. Code §5A-3-10a, 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: (1) the debt owed is an amount greater than one thousand dollars in the aggregate; or (2) the debtor is in employer default.

EXCEPTION: The prohibition listed above does not apply where a vendor has contested any tax administered pursuant to chapter eleven of the W. Va. 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.

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.

"Employer default" means having an outstanding balance or liability to the old fund or to the uninsured employers' fund or being in policy default, as defined in W. Va. Code § 23-2c-2, failure to maintain mandatory workers' compensation coverage, or failure to fully meet its obligations as a workers' compensation self-insured employer. An employer is not in employer default if it has entered into a repayment agreement with the Insurance Commissioner and remains in compliance with the obligations under the repayment agreement.

"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 exceeds five percent of the total contract amount.

AFFIRMATION: By signing this form, the vendor's authorized signer affirms and acknowledges under penalty of law for false swearing (W. Va. Code §61-5-3) that neither vendor nor any related party owe a debt as defined above and that neither vendor nor any related party are in employer default as defined above, unless the debt or employer default is permitted under the exception above.

WITNESS THE FOLLOWING SIGNATURE:

Vendor's Name: Aspen Corporation
Authorized Signature: *Charles R. Hill* Date: 12/23/2015

State of West Virginia
County of Raleigh, to-wit:

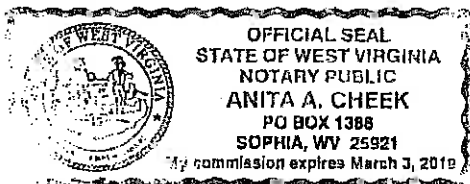
Taken, subscribed, and sworn to before me this 23rd day of December, 2015
My Commission expires March 3, 2019.

AFFIX SEAL HERE

NOTARY PUBLIC

Anita A. Cheek

Purchasing Affidavit (Revised 07/01/2012)



RECEIVED TIME DEC. 23. 11:07AM

ADDITIONAL TERMS AND CONDITIONS (Construction Contracts Only)

- 1. CONTRACTOR'S LICENSE:** West Virginia Code § 21-11-2 requires that all persons desiring to perform contracting work in this state be licensed. The West Virginia Contractors Licensing Board is empowered to issue the contractor's license. Applications for a contractor's license may be made by contacting the West Virginia Division of Labor. West Virginia Code § 21-11-11 requires any prospective Vendor to include the contractor's license number on its bid. Failure to include a contractor's license number on the bid shall result in Vendor's bid being disqualified. Vendors should include a contractor's license number in the space provided below.

Contractor's Name: Aspen Corporation

Contractor's License No. WV000653

The apparent successful Vendor must furnish a copy of its contractor's license prior to the issuance of a Award Document.

- 2. DRUG-FREE WORKPLACE AFFIDAVIT:** W. Va. Code § 21-1D-5 provides that any solicitation for a public improvement contract requires 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. To comply with this law, Vendor must either complete the enclosed drug-free workplace affidavit and submit the same with its bid or complete a similar affidavit that fulfills all of the requirements of the applicable code. Failure to submit the signed and notarized drug-free workplace affidavit or a similar affidavit that fully complies with the requirements of the applicable code, with the bid shall result in disqualification of Vendor's bid. Pursuant to W. Va. Code 21-1D-2(b) and (k), this provision does not apply to public improvement contracts the value of which is \$100,000 or less or temporary or emergency repairs.

2.1. DRUG-FREE WORKPLACE POLICY: Pursuant to W. Va. Code § 21-1D-4, Vendor and its subcontractors must implement and maintain a written drug-free workplace policy that complies with said article. The awarding public authority shall cancel this contract if: (1) Vendor fails to implement and maintain a written drug-free workplace policy described in the preceding paragraph, (2) Vendor fails to provide information regarding implementation of its drug-free workplace policy at the request of the public authority; or (3) Vendor provides to the public authority false information regarding the contractor's drug-free workplace policy. Pursuant to W. Va. Code 21-1D-2(b) and (k), this provision does not apply to public improvement contracts the value of which is \$100,000 or less or temporary or emergency repairs.

- 3. DRUG FREE WORKPLACE REPORT:** Pursuant to W. Va. Code § 21-1D-7b, no less than once per year, or upon completion of the project, every contractor shall provide a certified report to the public authority which let the contract. For contracts over \$25,000, the

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WV-73
Rev. 08/2013



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

STATE OF WEST VIRGINIA,
COUNTY OF Raleigh, TO-WIT:

I, Claude R. Hill, after being first duly sworn, depose and state as follows:

- 1. I am an employee of Aspen Corporation; and,
(Company Name)
- 2. I do hereby attest that Aspen Corporation
(Company Name)

maintains a valid written drug free workplace policy and that such policy is in compliance with **West Virginia Code §21-1D**.

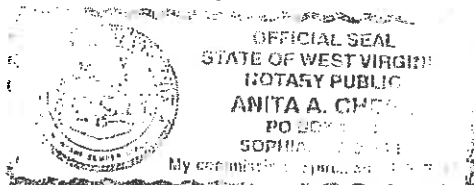
The above statements are sworn to under the penalty of perjury.

By: Claude R. Hill
 Title: Vice President
 Company Name: Aspen Corporation
 Date: 12/23/2015

Taken, subscribed and sworn to before me this 23rd day of December, 2015.

By Commission expires March 3, 2019

(Seal)



Anita A. Chesnut
 (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.

CERTIFICATION AND SIGNATURE PAGE

By signing below, or submitting documentation through wvOASIS, I certify that I have reviewed this Solicitation in its entirety; understand the requirements, terms and conditions, and other information contained herein; that I am submitting this bid, offer or proposal for review and consideration; that I am authorized by the vendor to execute and submit this bid, offer, or proposal, or any documents related thereto on vendor's behalf; that I am authorized to bind the vendor in a contractual relationship; and that to the best of my knowledge, the vendor has properly registered with any State agency that may require registration.

Aspen Corporation

(Company)



Claude R. Hill, Vice President

(Authorized Signature) (Representative Name, Title)

304-763-4573 / 304-763-4591 / 12-23-2015

(Phone Number) (Fax Number) (Date)

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**ADDENDUM ACKNOWLEDGEMENT FORM
SOLICITATION NO.:**

Instructions: Please acknowledge receipt of all addenda issued with this solicitation by completing this addendum acknowledgment form. Check the box next to each addendum received and sign below. Failure to acknowledge addenda may result in bid disqualification.

Acknowledgment: I hereby acknowledge receipt of the following addenda and have made the necessary revisions to my proposal, plans and/or specification, etc.

Addendum Numbers Received:
(Check the box next to each addendum received)

- | | |
|--|--|
| <input checked="" type="checkbox"/> Addendum No. 1 | <input type="checkbox"/> Addendum No. 6 |
| <input type="checkbox"/> Addendum No. 2 | <input type="checkbox"/> Addendum No. 7 |
| <input type="checkbox"/> Addendum No. 3 | <input type="checkbox"/> Addendum No. 8 |
| <input type="checkbox"/> Addendum No. 4 | <input type="checkbox"/> Addendum No. 9 |
| <input type="checkbox"/> Addendum No. 5 | <input type="checkbox"/> Addendum No. 10 |

I understand that failure to confirm the receipt of addenda may be cause for rejection of this bid. I further 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.

Aspen Corporation
Company

Claude R. Hill
Authorized Signature

12-23-2015
Date

NOTE: This addendum acknowledgment should be submitted with the bid to expedite document processing.