



NOTICE TO AWARD
PUBLIC SERVICE COMMISSION
ABANDONED MINE LANDS DIVISION
 SFN 51732 (Rev. 05-2000)

TO

Name Edward H. Schwartz Construction, Inc.			
Address 103 S Main Street	City New England	State ND	Zip Code 58647

Project Description Involves the excavation of spoil piles and backfilling of highwalls and pits as a result of an abandoned surface mine and other associated work.

The Commission as owner has considered the bid submitted by you for the above described work in response to its advertisement for bids dated August 13, 2009, and the invitation for bids.

You are hereby notified that your bid has been accepted in the amount of \$60,705.00.

You are required by the invitation for bids to execute the contract and furnish the required performance and payment bonds and certificate of tax clearance within ten (10) calendar days from the date of this notice to you.

If you fail to execute the contract and furnish the bonds and certificate within ten (10) days from receipt of this notice, the owner shall be entitled to consider all your rights arising out of acceptance of your bid as abandoned and as a forfeiture of your bid bond. The owner shall be entitled to such other rights as may be granted by law.

You are required to return an acknowledged copy of this notice to the owner.

Date September 17, 2009

ND PUBLIC SERVICE COMMISSION

President <i>Kevin L. Carver</i>
Commissioner <i>Terry J. Smith</i>
Commissioner <i>B. J. Korte</i>

ATTEST:

Executive Secretary <i>Daniel Nitschke</i>

ACKNOWLEDGEMENT OF NOTICE

Receipt of the above NOTICE TO AWARD is hereby acknowledged by: Edward H Schwartz Construction, Inc
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Date 09/28/2009
By <i>Michael Schwartz</i>
Title President

Witness to Signature <i>Jackie C. Spadler</i>
Witness to Signature