

**From:** Priscilla Burton  
**To:** OGMCOAL; rmolton@utah.gov  
**Date:** 11/29/2010 4:30 PM  
**Subject:** Fwd: 007001 White Oak Internal 2nd Invoice  
**Attachments:** S45C-210112915381.pdf; S45C-210112915380.pdf

Hello Rose,

The work has been completed as described in the attached invoice. (I went over the numbers with Kent Fawcett, Innovative Construction, last Thursday, November 18, 2010.) James is taking the change order around for signature and the invoice could be processed as soon as the change order is approved by all parties.

Thanks,  
Priscilla

Priscilla Burton, CPSSc  
Division Oil Gas & Mining  
319 Carbonville Rd., Ste. C  
Price UT 84501  
(435) 613-3733

>>> "Paula Oliver" <[paula@innovative-companies.com](mailto:paula@innovative-companies.com)> Monday, November 29, 2010 3:58 PM >>>  
Hard copy mailed 11/22/10, let me know if you have any questions.

thanks

Paula Oliver

Excavation Project Accountant

Innovative Companies

P.O. Box 818

West Jordan, UT 84084

Phone (801) 260-1300

Fax (801) 260-1303

[Paula@innovative-companies.com](mailto:Paula@innovative-companies.com)

**REQUEST FOR PAYMENT**

From: Innovative Excavation  
 PO Box 818  
 West Jordan, UT 84084

To: Utah Dept. of Natural Resources  
 Attn: Rose Noltton  
 1594 W. North Temple Ste 1210  
 Salt Lake City, UT 84114-5801

Invoice: 31317  
 Draw: DRAW00002  
 Invoice date: 11/22/2010  
 Period ending date: 11/30/2010

Contract For:

**Request for payment:**  
 Original contract amount \$257,308.75  
 Approved changes \$20,483.00  
 Revised contract amount \$277,791.75  
 Contract completed to date \$162,472.96  
 Add-ons to date \$0.00  
 Taxes to date \$0.00  
 Less retainage \$8,123.64  
 Total completed less retainage \$154,349.32  
 Less previous requests \$51,265.12  
 Current request for payment \$103,084.20  
 Current billing \$0.00  
 Current additional charges \$0.00  
 Less current retainage \$5,425.48  
 Current amount due \$103,084.20  
 Remaining contract to bill \$123,442.43

Project: 01-10-10010  
 White Oak Mine Reclamation  
 Contract date: **AR 11035**  
 Architect:  
 Scope:

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Changes approved in previous months by Owner	17,200.00	
Total approved this Month	3,283.00	
<b>TOTALS</b>	<b>20,483.00</b>	
<b>NET CHANGES by Change Order</b>	<b>20,483.00</b>	

I hereby certify that the work performed and the materials supplied to date, as shown on the above represent the actual value of the accomplishment under the terms of the Contract (and all authorized changes thereto) between the undersigned and the Utah Dept. of Natural Resources relating to the above referenced project. I also certify that the contractor has paid all amounts previously billed and paid by the owner.

CONTRACTOR: Innovative Excavation  
 By: *[Signature]*  
 Date: 11/22/10

State Of UT County Of SK  
 Subscribed and sworn to before me this 22 day of Nov 2010

Notary Public  
 My commission expires: *[Signature]*



# REQUEST FOR PAYMENT DETAIL

Project: 01-10-10010 / White Oak Mine Reclamation Invoice: 31317 Draw: DRAW00002 Period Ending Date: 11/30/2010 Detail Page 2 of 2 Pages

Item ID	Description	Total Contract Amount	Previously Completed Work	Work Completed This Period	Presently Stored Materials	Completed And Stored To Date	% Comp	Balance To Finish	Retainage Balance
00-01001	Mine Site Stabilization, Reveg	257,308.75	53,963.28	116,386.68		170,349.96	66.20	86,958.79	8,517.49
00-01002	CO#01 Rep. Item#21, reduce si	17,200.00		-11,160.00		-11,160.00	64.88	28,360.00	-558.00
00-01003	CO#02 Reduce hydro mulch, ir	3,283.00		3,283.00		3,283.00	100.00		164.15

Totals	277,791.75	53,963.28	108,509.68		162,472.96	58.49	115,318.79	8,123.64
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**Innovative  
Excavation**

Project: White Oak  
Address:  
City State Zip: Scofield Utah  
Owner: Utah Division of Oil Gas and Mines (UDOGM)  
Contact: Priscilla Burton

Date: 11/19/2010  
Pay Application: 2  
Project #: 01-10-10010  
UDOGM PO#: 560 120000000007

CONTRACT ITEMS																
Cost Code	Item	Description	Quantity	Unit	Amount	Total	Pay Application #1				YTD Billing	Retention	Amount of Retention	% Comp	Balance to Finish	% Remaining
							Pay App #1 - October 29, 2010		Pay App #2 - November 19, 2010							
	1.00	Mobilization	1	LS	\$ 20,750.00	\$ 20,750.00	50%	\$ 10,375.00	50%	\$ 10,375.00	\$ 20,750.00	5%	\$ 1,037.50	100%	\$ -	0%
	2.00	Terrace A cut/fill	868	CY	\$ 2,387.25	\$ 2,387.00	100%	\$ 2,387.00	0%	\$ -	\$ 2,387.00	5%	\$ 119.35	100%	\$ -	0%
	3.00	Terrace A excess sinkhole fill	474	CY	\$ 2,750.00	\$ 1,303.50	0%	\$ -	90%	\$ 1,173.15	\$ 1,173.15	5%	\$ 58.66	90%	\$ 130.35	10%
	4.00	Terrace B cut/fill	746	CY	\$ 2,750.00	\$ 2,051.50	100%	\$ 2,051.50	0%	\$ -	\$ 2,051.50	5%	\$ 102.58	100%	\$ -	0%
	5.00	Terrace B - Excess sinkhole fill	369	CY	\$ 2,750.00	\$ 1,014.75	90%	\$ 913.28	10%	\$ 101.48	\$ 1,014.75	5%	\$ 50.74	49%	\$ -	51%
	6.00	Terrace C Cut/Fill	750	CY	\$ 2,750.00	\$ 2,062.50	100%	\$ 2,062.50	0%	\$ -	\$ 2,062.50	5%	\$ 103.13	100%	\$ -	0%
	7.00	Terrace C Excess	370	CY	\$ 2,750.00	\$ 1,017.50	100%	\$ 1,017.50	0%	\$ -	\$ 1,017.50	5%	\$ 50.88	100%	\$ -	0%
	8.00	Creek Material Removal	12203	CY	\$ 3.50	\$ 42,710.50	50%	\$ 21,355.25	50%	\$ 21,355.25	\$ 42,710.50	5%	\$ 2,135.53	100%	\$ -	0%
	9.00	Road R1 Cut	1307	CY	\$ 2,750.00	\$ 3,594.25	50%	\$ 1,797.13	0%	\$ -	\$ 1,797.13	5%	\$ 89.86	50%	\$ 1,797.13	50%
	10.00	Road R1 Excess	653	CY	\$ 2,750.00	\$ 1,795.75	50%	\$ 897.88	0%	\$ -	\$ 897.88	5%	\$ 44.89	50%	\$ 897.88	50%
	11.00	Road R2/R2B Cut Fill	1386	CY	\$ 2,750.00	\$ 3,811.50	50%	\$ 1,905.75	0%	\$ -	\$ 1,905.75	5%	\$ 95.29	50%	\$ 1,905.75	50%
	12.00	Road R2A cut/fill	563	CY	\$ 2,750.00	\$ 1,548.25	50%	\$ 774.13	0%	\$ -	\$ 774.13	5%	\$ 38.71	50%	\$ 774.13	50%
	13.00	Road R3 cut/fill	1241	CY	\$ 2,750.00	\$ 3,412.75	50%	\$ 1,706.38	0%	\$ -	\$ 1,706.38	5%	\$ 85.32	50%	\$ 1,706.38	50%
	14.00	Manual installation of erosion control logs	108	EA	\$ 68.00	\$ 7,344.00	0%	\$ -	20%	\$ 1,468.80	\$ 1,468.80	5%	\$ 73.44	20%	\$ 5,875.20	80%
	15.00	Haul 400 dry MT bio-solids to the site	400	MT/Mile	\$ 22.00	\$ 8,800.00	40%	\$ 3,520.00	36%	\$ 3,168.00	\$ 6,688.00	5%	\$ 334.40	76%	\$ 2,112.00	24%
	16.00	Spread 20 dry MT bio-solids/ac over 20 acres	20	MT/AC	\$ 650.00	\$ 13,000.00	0%	\$ -	57%	\$ 7,410.00	\$ 7,410.00	5%	\$ 370.50	57%	\$ 5,590.00	43%
		Subtotal				\$ 116,603.75		\$ 50,763.28		\$ 45,051.68						
	16.00	Drop Structures	8	EA	\$ 1,150.00	\$ 9,200.00	2.00	\$ 2,300.00	3.00	\$ 3,450.00	\$ 5,750.00	5%	\$ 287.50	63%	\$ 3,450.00	38%
	17.00	Reach 3 & 4 log retainers	1	LS	\$ 10,500.00	\$ 10,500.00	0%	\$ -	80%	\$ 8,400.00	\$ 8,400.00	5%	\$ 420.00	80%	\$ 2,100.00	20%
	18.00	Remove filter fabric, place rock in channel	500	LF	\$ 18.00	\$ 9,000.00	10%	\$ 900.00	60%	\$ 5,400.00	\$ 6,300.00	5%	\$ 315.00	70%	\$ 2,700.00	30%
		Subtotal				\$ 28,700.00		\$ 3,200.00		\$ 17,250.00						
	19.00	Straw / Hay	40	TN	\$ 700.00	\$ 28,000.00	0%	\$ -	70%	\$ 19,600.00	\$ 19,600.00	5%	\$ 980.00	70%	\$ 8,400.00	30%
	20.00	Surface roughening from terrace and access roads	2	AC	\$ 2,500.00	\$ 5,500.00	0%	\$ -	100%	\$ 5,500.00	\$ 5,500.00	5%	\$ 275.00	100%	\$ -	0%
	21.00	Seed and BFM hydro mulch Terraces and slopes A, B, C	10	AC	\$ 950.00	\$ 9,500.00	0%	\$ -	100%	\$ 9,500.00	\$ 9,500.00	5%	\$ 475.00	100%	\$ -	0%
	22.00	Hand Broadcast remaining portions of slopes A, B, C	10	AC	\$ 225.00	\$ 2,250.00	0%	\$ -	9.00	\$ 2,025.00	\$ 2,025.00	5%	\$ 101.25	90%	\$ 225.00	10%
	23.00	Seed and BFM hydro mulch riparian area	1	AC	\$ 950.00	\$ 1,140.00	0%	\$ -	0%	\$ -	\$ -	5%	\$ -	0%	\$ 1,140.00	100%
	24.00	Wood Mulch Application	20	AC	\$ 2,425.00	\$ 48,500.00	0%	\$ -	36%	\$ 17,460.00	\$ 17,460.00	5%	\$ 873.00	36%	\$ 31,040.00	64%
	25.00	Scatter logs on stream banks	1	AC	\$ 4,500.00	\$ 4,500.00	0%	\$ -	0%	\$ -	\$ -	5%	\$ -	0%	\$ 4,500.00	100%
	26.00	Hand Planting Terraces	980	EA	\$ 5.50	\$ 5,390.00	0%	\$ -	0%	\$ -	\$ -	5%	\$ -	0%	\$ 5,390.00	100%
	27.00	Hand Planting Riparian areas	1260	EA	\$ 5.50	\$ 6,930.00	0%	\$ -	0%	\$ -	\$ -	5%	\$ -	0%	\$ 6,930.00	100%
	28.00	As-built drawings and documentation	1	LS	\$ 250.00	\$ 250.00	0%	\$ -	0%	\$ -	\$ -	5%	\$ -	0%	\$ 250.00	100%
	29.00	Trash Removal (per each ton, quantity unknown)	1	TN	\$ 45.00	\$ 45.00	0%	\$ -	0%	\$ -	\$ -	5%	\$ -	0%	\$ 45.00	100%
		Subtotal				\$ 112,005.00		\$ -		\$ 54,085.00		5%	\$ -	0%		100%
	<b>CONTRACT TOTALS</b>					\$ 257,308.75		\$ 53,963.28		\$ 116,386.68	\$ 170,349.95		\$ 8,517.50	66%	\$ 86,958.80	34%
CHANGE ORDER ITEMS																
	CO#	Description	Qty	Unit	Price	Amount					YTD Billing	Retention	Amount of Retention	% Complete	Balance to Finish	% Remaining
	CO#1	Item 19 - reduce qty of straw from 2T/AC to 1T/AC	-20	TN	\$ 700.00	\$ (14,000.00)	0%	\$ -	70%	\$ (9,800.00)	\$ (9,800.00)	5%	\$ (490.00)	70%	\$ (4,200.00)	30%
	CO#1	Item 21 - eliminate scope of work	-10	AC	\$ 950.00	\$ (9,500.00)			100%	\$ (9,500.00)	\$ (9,500.00)	5%	\$ (475.00)	100%	\$ -	
	CO#1	Item 21a - replace item 21 with modified scope of work	20	AC	\$ 2,035.00	\$ 40,700.00			4.00	\$ 8,140.00	\$ 8,140.00	5%	\$ 407.00	20%	\$ 32,560.00	
	CO#2	Item 21a - reduce quantity of hydro mulch	-9	AC	\$ 2,035.00	\$ (18,315.00)			100%	\$ (18,315.00)						
	CO#2	Tritacale	3	AC	\$ 230.00	\$ 690.00			3.00	\$ 690.00	\$ 690.00	5%	\$ 34.50	100%	\$ -	
	CO#2	BioSol	4	AC	\$ 1,380.00	\$ 5,520.00			4.00	\$ 5,520.00	\$ 5,520.00	5%	\$ 276.00	100%	\$ -	
	CO#2	Increase Surface Roughening Quantity	7	AC	\$ 2,500.00	\$ 17,500.00			7.00	\$ 17,500.00	\$ 17,500.00	5%	\$ 875.00	100%	\$ -	
	CO#2	Item 15 - Credit for remaining balance of line item.	1	LS	\$ (2,112.00)	\$ (2,112.00)			100%	\$ (2,112.00)						

**Innovative  
Excavation**

Project: White Oak Address: City State Zip: Scofield Utah Owner: Utah Division of Oil Gas and Mines (UDOGM) Contact: Priscilla Burton	Date: 11/19/2010 Pay Application: 2  Project #: 01-10-10010 UDOGM PO#: 560 120000000007
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CONTRACT ITEMS						Pay Application #1										
Cost Code	Item	Description	Quantity	Unit	Amount	Total	Pay App #1 - October 29, 2010		Pay App #2 - November 19, 2010		YTD Billing	Retention	Amount of Retention	% Comp	Balance to Finish	% Remaining
							Quantity	Amount	Quantity	Amount						
<b>CHANGE ORDER TOTALS</b>						\$ 20,483.00		\$ -	\$ (7,877.00)	\$ 12,550.00		\$ 627.50		\$ 28,360.00	138%	

PROJECT SUMMARY			
ORIGINAL CONTRACT AMOUNT:	\$		257,308.75
APPROVED CHANGE ORDER:	\$		20,483.00
TOTAL REVISED CONTRACT AMOUNT:	\$		277,791.75
TOTAL BILLED TO DATE:	\$		170,349.95
TOTAL RETENTION WITHHELD:	\$		8,517.50
<b>THIS PAY APPLICATION</b>			
TOTAL AMOUNT DUE THIS PAY APPLICATION:	\$		108,509.68
RETENTION WITHHELD (5%)	\$		5,425.48
TOTAL PAYMENT DUE THIS PAY APPLICATION:	\$		103,084.19