

WESTERN STATES CONTRACTING ALLIANCE PARTICIPATING ADDENDUM

VEHICLE LIFTS

MOHAWK RESOURCES LTD

Master Price Agreement #06405

State of South Dakota

1. Scope: Eligible participants in this agreement include all South Dakota state government agencies and all political subdivisions of the State, including counties, municipalities, public school corporations and all officers, boards or commissions of the State of South Dakota.

Agencies of the State of South Dakota, institutions, and universities may make purchases of commodities on this contract in accordance with the Local Purchase Policy as adopted by the South Dakota Bureau of Administration.

All political subdivisions of the State, including counties, municipalities and public school corporations may purchase from this price agreement according to their own procurement guidelines.

2. Changes: No changes to the master agreement are required.
3. Lease Agreements: No lease agreement terms are authorized as part of this participating addendum. Political subdivisions of the State may enter into lease agreements with the contractor according to their own procurement guidelines. The South Dakota Bureau of Administration (BOA) will review any requested lease requests by state agencies and institutions on a case by case basis. BOA approval is required before any lease agreement may be completed.
4. Primary Contact: The primary government contact individual for this participating addendum is as follows:

Paul Schreiner, Purchasing Specialist
South Dakota Office of Procurement Management
523 East Capitol Avenue
Pierre, SD 57501-3182
(605) 773-4275
(605) 773-4840
Paul.Schreiner@state.sd.us

5. Subcontractors: NONE
6. Price Agreement or Contract Number: All Purchase orders issued by purchasing entities within the jurisdiction of this participating addendum shall include Price Agreement or Contract Number:

This Addendum and Price Agreement or Contract Number together with its exhibits, set forth the entire agreement between the parties with respect to the subject matter of all previous communications, representations or agreements, whether oral or written, with respect to the subject matter hereof. Terms and conditions inconsistent with, contrary or in addition to the terms and conditions of this Addendum and the Price Agreement or Contract Number, together with its exhibits, shall not be added to or incorporated into this Addendum or Price Agreement/Contract Number and its exhibits, by any subsequent purchase order or otherwise, and any such attempts to add or incorporate such terms and conditions are hereby rejected. The terms and conditions of this Addendum and the Price Agreement or Contract Number and its exhibits shall prevail and govern in the case of any such inconsistent or additional terms.

IN WITNESS WHEREOF, the parties have executed this Addendum as of the date of execution by both parties below.

Government Entity: State of South Dakota

Contractor: Mohawk Resources LTD

By: 
Name: Jeff T. Holden
Title: Procurement Management Director
Date: April 24, 2006

By: 
Name: STEVEN PERLSTEIN
Title: SALES MGR / VP / SECRETARY
Date: 4/24/06