

State of Washington Contracts & Procurement Division Department of Enterprise Services P.O. Box 41411 Olympia, WA 98504-1411	CONTRACT AMENDMENT	
	Contract No.:	12321
Derby Canyon Natives, Inc. 9750 Derby Canyon Rd Peshastin, WA 98847	Amendment No.:	3
	Effective Date:	February 15, 2025

**THIRD AMENDMENT
TO
CONTRACT NO. 12321
NATIVE PLANTS**

This Third Amendment ("Amendment") to Contract No. 12321 is made and entered into by and between the State of Washington acting by and through the Department of Enterprise Services, a Washington State governmental agency ("Enterprise Services") and Derby Canyon Natives, Inc; a Washington Corporation ("Contractor") and is dated as of February 15, 2025.

RECITALS

- A. Enterprise Services and Contractor (collectively the "Parties") entered into that certain Contract No. 12321 for Native Plants dated effective as of September 15, 2022 ("Contract").
- B. The Parties previously amendment the Contract as follows:
 - I. Amendment 1 effective February 15, 2024 (replaced ***Exhibit A - Included Goods/Services*** and ***Exhibit B – Prices***, performed an economic price adjustment, and added Nondiscrimination provision);
 - II. Amendment 2 effective September 15, 2024 (extended the contract term date and added Pay Equality provision).
- C. The Parties now desire to amend the Contract as follows:
 - I. Perform an annual economic price adjustment and update ***Exhibit B – Prices***;
- D. The amendment set forth herein is within the scope of the Contract.

AGREEMENT

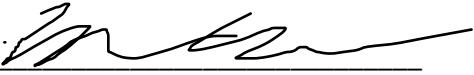
NOW THEREFORE, in consideration of the mutual covenants and agreements set forth herein, the Parties hereby agree to amend the Contract, as previously amended, as follows:

1. **ECONOMIC PRICE ADJUSTMENT.** As directed in Section 3.3 of Master Contract 12321, an Economic Price Adjustment increase of 5.09% is applied to all other Items and decrease of -2.35% Maximum Delivery (Shipping) Charges in Exhibit B "Prices". ***Exhibit B – Prices*** of the Contract is hereby amended by deleting the existing ***Exhibit B – Prices*** in its entirety and inserting the attached ***Exhibit B – Prices*** (effective as of February 15, 2025). As of the effective date of this Amendment, any reference to ***Exhibit B – Prices*** shall be deemed to be a reference to the attached ***Exhibit B – Prices*** (effective as of February 15, 2025). The items listed in ***Exhibit B – Prices*** are amended to reflect updated pricing.

2. NO CHANGE OTHER THAN AMENDMENT. Except as amended herein, the Contract is unaffected and remains in full force and effect.
3. INTEGRATED AGREEMENT; MODIFICATION. This Amendment constitutes the entire agreement and understanding of the Parties with respect to the subject matter and supersedes all prior negotiations and representations. In the event of any conflict between this Amendment and the Contract or any earlier amendment, this Amendment shall control and govern. This Amendment may not be modified except in writing signed by the Parties.
4. AUTHORITY. Each party to this Amendment, and each individual signing on behalf of each party, hereby represents and warrants to the other that it has full power and authority to enter into this Amendment and that its execution, delivery, and performance of this Amendment has been fully authorized and approved, and that no further approvals or consents are required to bind such party.
5. ELECTRONIC SIGNATURES. An electronic signature or electronic record of this Amendment or any other ancillary agreement shall be deemed to have the same legal effect as delivery of an original executed copy of this Amendment or such other ancillary agreement for all purposes.
6. COUNTERPARTS. This Amendment may be executed in one or more counterparts, each of which shall be deemed an original, and all of which counterparts together shall constitute the same instrument which may be sufficiently evidenced by one counterpart. Execution of this Amendment at different times and places by the parties shall not affect the validity thereof so long as all the parties hereto execute a counterpart of this Amendment.

EXECUTED AND EFFECTIVE as of the day and date first above written.

**DERBY CANYON NATIVES,
A WASHINGTON CORPORATION**

By: 
Name: Melissa Asher
Title: President
Date: 2-11-25

**STATE OF WASHINGTON
DEPARTMENT OF ENTERPRISE SERVICES**

By: 
Name: Jamie Bacon
Title: Contracts & Procurement Specialist
Date: 2/13/2025

PRICES FOR GOODS/SERVICES

Maximum Delivery Charge: \$1.79 per mile

Trees, Shrubs, & Vines			
Species	Common name	Size	Price
<i>Acer circinatum</i>	Vine maple	1 Gallon Pot	\$7.99
<i>Acer circinatum</i>	Vine maple	40 Cubic Inch Plug	\$5.32
<i>Acer circinatum</i>	Vine maple	5 Gallon Pot	\$26.62
<i>Acer circinatum</i>	Vine maple	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Acer glabrum</i>	Rocky mountain maple	1 Gallon Pot	\$7.99
<i>Acer glabrum</i>	Rocky mountain maple	2 Gallon Pot	\$14.64
<i>Acer glabrum</i>	Rocky mountain maple	40 Cubic Inch Plug	\$5.32
<i>Acer glabrum</i>	Rocky mountain maple	5 Gallon Pot	\$25.33
<i>Acer glabrum</i>	Rocky mountain maple	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Acer macrophyllum</i>	Big leaf maple	1 Gallon Pot	\$7.99
<i>Acer macrophyllum</i>	Big leaf maple	10 Gallon Pot	\$46.58
<i>Acer macrophyllum</i>	Big leaf maple	40 Cubic Inch Plug	\$5.32
<i>Acer macrophyllum</i>	Big leaf maple	5 Gallon Pot	\$26.62
<i>Alnus incana</i>	Gray alder	1 Gallon Pot	\$7.99
<i>Alnus incana</i>	Gray alder	2 Gallon Pot	\$14.64
<i>Alnus incana</i>	Gray alder	40 Cubic Inch Plug	\$5.32
<i>Alnus incana</i>	Gray alder	5 Gallon Pot	\$26.62
<i>Alnus incana</i>	Gray alder	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Alnus sinuata</i>	Sitka alder	1 Gallon Pot	\$7.99
<i>Alnus sinuata</i>	Sitka alder	2 Gallon Pot	\$14.64
<i>Alnus sinuata</i>	Sitka alder	40 Cubic Inch Plug	\$5.32
<i>Alnus sinuata</i>	Sitka alder	5 Gallon Pot	\$26.62
<i>Alnus sinuata</i>	Sitka alder	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Amelanchier alnifolia</i>	Saskatoon serviceberry	1 Gallon Pot	\$7.99
<i>Amelanchier alnifolia</i>	Saskatoon serviceberry	40 Cubic Inch Plug	\$5.32
<i>Amelanchier alnifolia</i>	Saskatoon serviceberry	5 Gallon Pot	\$26.62
<i>Arctostaphylos uva-ursi</i>	Kinnikinnick	1 Gallon Pot	\$7.99
<i>Arctostaphylos uva-ursi</i>	Kinnikinnick	2 Gallon Pot	\$14.64

Exhibit B Prices
Effective 2/15/2025

<i>Arctostaphylos uva-ursi</i>	Kinnikinnick	4" Pot	\$4.66
<i>Arctostaphylos uva-ursi</i>	Kinnikinnick	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Artemisia tridentata</i>	Big sagebrush	1 Gallon Pot	\$7.99
<i>Artemisia tridentata</i>	Big sagebrush	2 Gallon Pot	\$14.64
<i>Artemisia tridentata</i>	Big sagebrush	40 Cubic Inch Plug	\$5.32
<i>Betula occidentalis</i>	Water birch	1 Gallon Pot	\$7.99
<i>Betula occidentalis</i>	Water birch	2 Gallon Pot	\$14.64
<i>Betula occidentalis</i>	Water birch	40 Cubic Inch Plug	\$5.32
<i>Betula occidentalis</i>	Water birch	5 Gallon Pot	\$26.62
<i>Betula occidentalis</i>	Water birch	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Betula papyrifera</i>	Paper birch	1 Gallon Pot	\$7.99
<i>Betula papyrifera</i>	Paper birch	40 Cubic Inch Plug	\$5.32
<i>Betula papyrifera</i>	Paper birch	5 Gallon Pot	\$26.62
<i>Betula papyrifera</i>	Paper birch	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Ceanothus sanguineus</i>	Redstem ceanothus	1 Gallon Pot	\$7.99
<i>Ceanothus sanguineus</i>	Redstem ceanothus	2 Gallon Pot	\$14.64
<i>Ceanothus sanguineus</i>	Redstem ceanothus	40 Cubic Inch Plug	\$5.32
<i>Ceanothus velutinus</i>	Snowbrush ceanothus	1 Gallon Pot	\$7.99
<i>Ceanothus velutinus</i>	Snowbrush ceanothus	2 Gallon Pot	\$14.64
<i>Ceanothus velutinus</i>	Snowbrush ceanothus	40 Cubic Inch Plug	\$5.32
<i>Cercocarpus ledifolius</i>	Curl-leaf mountain-mahogany	1 Gallon Pot	\$7.99
<i>Cercocarpus ledifolius</i>	Curl-leaf mountain-mahogany	2 Gallon Pot	\$14.64
<i>Cercocarpus ledifolius</i>	Curl-leaf mountain-mahogany	40 Cubic Inch Plug	\$5.32
<i>Chrysothamnus viscidiflorus</i>	Yellow rabbitbrush	1 Gallon Pot	\$7.99
<i>Chrysothamnus viscidiflorus</i>	Yellow rabbitbrush	2 Gallon Pot	\$14.64
<i>Chrysothamnus viscidiflorus</i>	Yellow rabbitbrush	40 Cubic Inch Plug	\$5.32
<i>Clematis ligusticifolia</i>	Western white clematis	1 Gallon Pot	\$7.99
<i>Clematis ligusticifolia</i>	Western white clematis	2 Gallon Pot	\$14.64
<i>Clematis ligusticifolia</i>	Western white clematis	40 Cubic Inch Plug	\$5.32
<i>Cornus sericea</i>	Redosier dogwood	1 Gallon Pot	\$7.99
<i>Cornus sericea</i>	Redosier dogwood	40 Cubic Inch Plug	\$5.32
<i>Cornus sericea</i>	Redosier dogwood	5 Gallon Pot	\$26.62

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<i>Cornus sericea</i>	Redosier dogwood	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Corylus cornuta</i>	Beaked hazelnut	1 Gallon Pot	\$7.99
<i>Corylus cornuta</i>	Beaked hazelnut	2 Gallon Pot	\$14.64
<i>Corylus cornuta</i>	Beaked hazelnut	40 Cubic Inch Plug	\$5.32
<i>Corylus cornuta</i>	Beaked hazelnut	5 Gallon Pot	\$26.62
<i>Corylus cornuta</i>	Beaked hazelnut	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Crataegus douglasii</i>	Black hawthorn	1 Gallon Pot	\$7.99
<i>Crataegus douglasii</i>	Black hawthorn	40 Cubic Inch Plug	\$5.32
<i>Crataegus douglasii</i>	Black hawthorn	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Ericameria (Chrysothamnus) nauseosa</i>	Rubber rabbitbrush	1 Gallon Pot	\$7.99
<i>Ericameria (Chrysothamnus) nauseosa</i>	Rubber rabbitbrush	2 Gallon Pot	\$14.64
<i>Ericameria (Chrysothamnus) nauseosa</i>	Rubber rabbitbrush	40 Cubic Inch Plug	\$5.32
<i>Eriogonum compositum</i>	Arrowleaf buckwheat	10 Cubic Inch Plug	\$2.50
<i>Eriogonum compositum</i>	Arrowleaf buckwheat	4" Pot	\$4.66
<i>Eriogonum niveum</i>	Snow buckwheat	10 Cubic Inch Plug	\$2.50
<i>Eriogonum niveum</i>	Snow buckwheat	4" Pot	\$4.66
<i>Eriogonum umbellatum</i>	Sulphur-flower buckwheat	10 Cubic Inch Plug	\$2.50
<i>Eriogonum umbellatum</i>	Sulphur-flower buckwheat	4" Pot	\$4.66
<i>Holodiscus discolor</i>	Ocean-spray	1 Gallon Pot	\$7.99
<i>Holodiscus discolor</i>	Ocean-spray	40 Cubic Inch Plug	\$5.32
<i>Holodiscus discolor</i>	Ocean-spray	5 Gallon Pot	\$26.62
<i>Juniperus scopulorum</i>	Rocky mountain juniper	1 Gallon Pot	\$7.99
<i>Juniperus scopulorum</i>	Rocky mountain juniper	10 Gallon Pot	\$46.58
<i>Juniperus scopulorum</i>	Rocky mountain juniper	2 Gallon Pot	\$15.97
<i>Juniperus scopulorum</i>	Rocky mountain juniper	40 Cubic Inch Plug	\$5.32
<i>Juniperus scopulorum</i>	Rocky mountain juniper	5 Gallon Pot	\$29.28
<i>Juniperus scopulorum</i>	Rocky mountain juniper	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Juniperus scopulorum</i>	Rocky mountain juniper	TreePot 818 (8" x 8" x 18")	\$19.96
<i>Larix occidentalis</i>	Western larch	1 Gallon Pot	\$7.99
<i>Larix occidentalis</i>	Western larch	2 Gallon Pot	\$15.97

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<i>Larix occidentalis</i>	Western larch	40 Cubic Inch Plug	\$5.32
<i>Larix occidentalis</i>	Western larch	5 Gallon Pot	\$29.28
<i>Larix occidentalis</i>	Western larch	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Larix occidentalis</i>	Western larch	TreePot 818 (8" x 8" x 18")	\$19.96
<i>Lonicera involucrata</i>	Twinberry	1 Gallon Pot	\$7.99
<i>Lonicera involucrata</i>	Twinberry	40 Cubic Inch Plug	\$5.32
<i>Lonicera involucrata</i>	Twinberry	5 Gallon Pot	\$26.62
<i>Mahonia (Berberis) repens</i>	Creeping Oregon grape	1 Gallon Pot	\$7.99
<i>Mahonia (Berberis) repens</i>	Creeping Oregon grape	2 Gallon Pot	\$14.64
<i>Mahonia (Berberis) repens</i>	Creeping Oregon grape	40 Cubic Inch Plug	\$5.32
<i>Mahonia (Berberis) aquifolium</i>	Tall Oregon grape	1 Gallon Pot	\$7.99
<i>Mahonia (Berberis) aquifolium</i>	Tall Oregon grape	40 Cubic Inch Plug	\$5.32
<i>Mahonia (Berberis) aquifolium</i>	Tall Oregon grape	5 Gallon Pot	\$26.62
<i>Philadelphus lewisii</i>	Lewis' mock orange	1 Gallon Pot	\$7.99
<i>Philadelphus lewisii</i>	Lewis' mock orange	40 Cubic Inch Plug	\$5.32
<i>Philadelphus lewisii</i>	Lewis' mock orange	5 Gallon Pot	\$26.62
<i>Physocarpus capitatus</i>	Pacific ninebark	1 Gallon Pot	\$7.99
<i>Physocarpus capitatus</i>	Pacific ninebark	40 Cubic Inch Plug	\$5.32
<i>Physocarpus capitatus</i>	Pacific ninebark	5 Gallon Pot	\$26.62
<i>Picea englemannii</i>	Engelmann spruce	1 Gallon Pot	\$7.99
<i>Picea englemannii</i>	Engelmann spruce	2 Gallon Pot	\$15.97
<i>Picea englemannii</i>	Engelmann spruce	40 Cubic Inch Plug	\$5.32
<i>Picea englemannii</i>	Engelmann spruce	5 Gallon Pot	\$29.28
<i>Picea englemannii</i>	Engelmann spruce	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Picea englemannii</i>	Engelmann spruce	TreePot 818 (8" x 8" x 18")	\$19.96
<i>Pinus contorta v. latifolia</i>	Lodgepole pine	1 Gallon Pot	\$7.99
<i>Pinus contorta v. latifolia</i>	Lodgepole pine	2 Gallon Pot	\$15.97
<i>Pinus contorta v. latifolia</i>	Lodgepole pine	40 Cubic Inch Plug	\$5.32
<i>Pinus contorta v. latifolia</i>	Lodgepole pine	5 Gallon Pot	\$29.28
<i>Pinus contorta v. latifolia</i>	Lodgepole pine	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Pinus contorta v. latifolia</i>	Lodgepole pine	TreePot 818 (8" x 8" x 18")	\$19.96
<i>Pinus ponderosa</i>	Ponderosa pine	1 Gallon Pot	\$7.99
<i>Pinus ponderosa</i>	Ponderosa pine	10 Gallon Pot	\$46.58
<i>Pinus ponderosa</i>	Ponderosa pine	2 Gallon Pot	\$15.97

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<i>Pinus ponderosa</i>	Ponderosa pine	40 Cubic Inch Plug	\$5.32
<i>Pinus ponderosa</i>	Ponderosa pine	5 Gallon Pot	\$29.28
<i>Pinus ponderosa</i>	Ponderosa pine	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Pinus ponderosa</i>	Ponderosa pine	TreePot 818 (8" x 8" x 18")	\$19.96
<i>Populus balsamifera v. trichocarpa</i>	Black cottonwood	1 Gallon Pot	\$7.99
<i>Populus balsamifera v. trichocarpa</i>	Black cottonwood	40 Cubic Inch Plug	\$5.32
<i>Populus balsamifera v. trichocarpa</i>	Black cottonwood	5 Gallon Pot	\$26.62
<i>Populus balsamifera v. trichocarpa</i>	Black cottonwood	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Populus tremuloides</i>	Quaking aspen	1 Gallon Pot	\$7.99
<i>Populus tremuloides</i>	Quaking aspen	2 Gallon Pot	\$14.64
<i>Populus tremuloides</i>	Quaking aspen	40 Cubic Inch Plug	\$5.32
<i>Populus tremuloides</i>	Quaking aspen	5 Gallon Pot	\$26.62
<i>Populus tremuloides</i>	Quaking aspen	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Potentilla fruticosa</i>	Shrubby cinquefoil	1 Gallon Pot	\$7.99
<i>Potentilla fruticosa</i>	Shrubby cinquefoil	2 Gallon Pot	\$14.64
<i>Potentilla fruticosa</i>	Shrubby cinquefoil	40 Cubic Inch Plug	\$5.32
<i>Potentilla fruticosa</i>	Shrubby cinquefoil	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Prunus emarginata</i>	Bitter cherry	1 Gallon Pot	\$7.99
<i>Prunus emarginata</i>	Bitter cherry	2 Gallon Pot	\$14.64
<i>Prunus emarginata</i>	Bitter cherry	40 Cubic Inch Plug	\$5.32
<i>Prunus emarginata</i>	Bitter cherry	5 Gallon Pot	\$26.62
<i>Prunus emarginata</i>	Bitter cherry	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Prunus emarginata</i>	Bitter cherry	TreePot 818 (8" x 8" x 18")	\$19.96
<i>Prunus virginiana</i>	Chokecherry	1 Gallon Pot	\$7.99
<i>Prunus virginiana</i>	Chokecherry	2 Gallon Pot	\$14.64
<i>Prunus virginiana</i>	Chokecherry	40 Cubic Inch Plug	\$5.32
<i>Prunus virginiana</i>	Chokecherry	5 Gallon Pot	\$26.62
<i>Prunus virginiana</i>	Chokecherry	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Pseudotsuga menziesii</i>	Douglas fir	1 Gallon Pot	\$7.99
<i>Pseudotsuga menziesii</i>	Douglas fir	10 Gallon Pot	\$46.58
<i>Pseudotsuga menziesii</i>	Douglas fir	40 Cubic Inch Plug	\$5.32
<i>Pseudotsuga menziesii</i>	Douglas fir	5 Gallon Pot	\$29.28
<i>Pseudotsuga menziesii</i>	Douglas fir	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Pseudotsuga menziesii</i>	Douglas fir	TreePot 818 (8" x 8" x 18")	\$19.96

**Exhibit B Prices
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<i>Purshia tridentata</i>	Antelope bitterbrush	1 Gallon Pot	\$7.99
<i>Purshia tridentata</i>	Antelope bitterbrush	40 Cubic Inch Plug	\$5.32
<i>Quercus garryana</i>	Oregon white oak	40 Cubic Inch Plug	\$5.32
<i>Quercus garryana</i>	Oregon white oak	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Quercus garryana</i>	Oregon white oak	TreePot 818 (8" x 8" x 18")	\$19.96
<i>Rhamnus purshiana</i>	Cascara	1 Gallon Pot	\$7.99
<i>Rhamnus purshiana</i>	Cascara	2 Gallon Pot	\$14.64
<i>Rhamnus purshiana</i>	Cascara	40 Cubic Inch Plug	\$5.32
<i>Rhamnus purshiana</i>	Cascara	5 Gallon Pot	\$26.62
<i>Rhamnus purshiana</i>	Cascara	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Rhus glabra</i>	Smooth sumac	1 Gallon Pot	\$7.99
<i>Rhus glabra</i>	Smooth sumac	2 Gallon Pot	\$14.64
<i>Rhus glabra</i>	Smooth sumac	40 Cubic Inch Plug	\$5.32
<i>Rhus glabra</i>	Smooth sumac	5 Gallon Pot	\$26.62
<i>Ribes aureum</i>	Golden currant	1 Gallon Pot	\$7.99
<i>Ribes aureum</i>	Golden currant	2 Gallon Pot	\$14.64
<i>Ribes aureum</i>	Golden currant	40 Cubic Inch Plug	\$5.32
<i>Ribes aureum</i>	Golden currant	5 Gallon Pot	\$26.62
<i>Ribes cereum</i>	Wax currant	2 Gallon Pot	\$14.64
<i>Ribes cereum</i>	Wax currant	40 Cubic Inch Plug	\$5.32
<i>Ribes cereum</i>	Wax currant	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Ribes sanguineum</i>	Red-flowering currant	40 Cubic Inch Plug	\$5.32
<i>Ribes sanguineum</i>	Red-flowering currant	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Rosa gymnocarpa</i>	Bald-hip rose	1 Gallon Pot	\$7.99
<i>Rosa gymnocarpa</i>	Bald-hip rose	40 Cubic Inch Plug	\$5.32
<i>Rosa gymnocarpa</i>	Bald-hip rose	5 Gallon Pot	\$26.62
<i>Rosa nutkana</i>	Nootka rose	1 Gallon Pot	\$7.99
<i>Rosa nutkana</i>	Nootka rose	40 Cubic Inch Plug	\$5.32
<i>Rosa nutkana</i>	Nootka rose	5 Gallon Pot	\$26.62
<i>Rosa woodsii</i>	Wood's rose	1 Gallon Pot	\$7.99
<i>Rosa woodsii</i>	Wood's rose	2 Gallon Pot	\$14.64
<i>Rosa woodsii</i>	Wood's rose	40 Cubic Inch Plug	\$5.32
<i>Rosa woodsii</i>	Wood's rose	5 Gallon Pot	\$26.62
<i>Rubus leucodermis</i>	Whitebark raspberry	1 Gallon Pot	\$7.99
<i>Rubus leucodermis</i>	Whitebark raspberry	2 Gallon Pot	\$14.64
<i>Rubus leucodermis</i>	Whitebark raspberry	40 Cubic Inch Plug	\$5.32
<i>Rubus leucodermis</i>	Whitebark raspberry	5 Gallon Pot	\$26.62

Exhibit B Prices
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<i>Rubus parviflorus</i>	Thimbleberry	1 Gallon Pot	\$7.99
<i>Rubus parviflorus</i>	Thimbleberry	40 Cubic Inch Plug	\$5.32
<i>Rubus parviflorus</i>	Thimbleberry	5 Gallon Pot	\$26.62
<i>Rubus parviflorus</i>	Thimbleberry	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Rubus spectabilis</i>	Salmonberry	1 Gallon Pot	\$7.99
<i>Rubus spectabilis</i>	Salmonberry	40 Cubic Inch Plug	\$5.32
<i>Rubus spectabilis</i>	Salmonberry	5 Gallon Pot	\$26.62
<i>Rubus spectabilis</i>	Salmonberry	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Salix amygdaloides</i>	Peach-leaf willow	2 Gallon Pot	\$14.64
<i>Salix amygdaloides</i>	Peach-leaf willow	40 Cubic Inch Plug	\$5.32
<i>Salix amygdaloides</i>	Peach-leaf willow	5 Gallon Pot	\$26.62
<i>Salix amygdaloides</i>	Peach-leaf willow	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Salix exigua</i>	Coyote willow	2 Gallon Pot	\$14.64
<i>Salix exigua</i>	Coyote willow	40 Cubic Inch Plug	\$5.32
<i>Salix exigua</i>	Coyote willow	5 Gallon Pot	\$26.62
<i>Salix exigua</i>	Coyote willow	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Salix lucida (Lasiandra)</i>	Pacific willow	40 Cubic Inch Plug	\$5.32
<i>Salix lucida (Lasiandra)</i>	Pacific willow	5 Gallon Pot	\$26.62
<i>Salix lucida (Lasiandra)</i>	Pacific willow	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Salix prolixa (mackenziana) (rigida)</i>	Mackenzie's willow	2 Gallon Pot	\$14.64
<i>Salix prolixa (mackenziana) (rigida)</i>	Mackenzie's willow	40 Cubic Inch Plug	\$5.32
<i>Salix prolixa (mackenziana) (rigida)</i>	Mackenzie's willow	5 Gallon Pot	\$26.62
<i>Salix prolixa (mackenziana) (rigida)</i>	Mackenzie's willow	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Salix scouleriana</i>	Scouler's willow	40 Cubic Inch Plug	\$5.32
<i>Salix scouleriana</i>	Scouler's willow	5 Gallon Pot	\$26.62
<i>Salix scouleriana</i>	Scouler's willow	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Salix sitchensis</i>	Sitka willow	40 Cubic Inch Plug	\$5.32
<i>Salix sitchensis</i>	Sitka willow	5 Gallon Pot	\$26.62
<i>Salix sitchensis</i>	Sitka willow	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Sambucus caerulea</i>	Blue elderberry	1 Gallon Pot	\$7.99
<i>Sambucus caerulea</i>	Blue elderberry	40 Cubic Inch Plug	\$5.32
<i>Sambucus caerulea</i>	Blue elderberry	5 Gallon Pot	\$26.62
<i>Sambucus caerulea</i>	Blue elderberry	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Sorbus scopulina</i>	Greene's mountain ash	1 Gallon Pot	\$7.99

**Exhibit B Prices
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<i>Sorbus scopulina</i>	Greene's mountain ash	2 Gallon Pot	\$14.64
<i>Sorbus scopulina</i>	Greene's mountain ash	40 Cubic Inch Plug	\$5.32
<i>Sorbus scopulina</i>	Greene's mountain ash	5 Gallon Pot	\$26.62
<i>Sorbus scopulina</i>	Greene's mountain ash	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Spiraea betulifolia</i>	White spirea	1 Gallon Pot	\$7.99
<i>Spiraea betulifolia</i>	White spirea	40 Cubic Inch Plug	\$5.32
<i>Spiraea betulifolia</i>	White spirea	5 Gallon Pot	\$26.62
<i>Spiraea betulifolia</i>	White spirea	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Spiraea douglasii</i>	Douglas' spirea	1 Gallon Pot	\$7.99
<i>Spiraea douglasii</i>	Douglas' spirea	40 Cubic Inch Plug	\$5.32
<i>Spiraea douglasii</i>	Douglas' spirea	5 Gallon Pot	\$26.62
<i>Spiraea douglasii</i>	Douglas' spirea	TreePot 414 (4" x 4" x 14")	\$7.99
<i>Symphoricarpos albus</i>	Common snowberry	1 Gallon Pot	\$7.99
<i>Symphoricarpos albus</i>	Common snowberry	2 Gallon Pot	\$14.64
<i>Symphoricarpos albus</i>	Common snowberry	40 Cubic Inch Plug	\$5.32
<i>Symphoricarpos albus</i>	Common snowberry	5 Gallon Pot	\$26.62
<i>Thuja plicata</i>	Western red cedar	1 Gallon Pot	\$7.99
<i>Thuja plicata</i>	Western red cedar	10 Gallon Pot	\$46.58
<i>Thuja plicata</i>	Western red cedar	40 Cubic Inch Plug	\$5.32
<i>Thuja plicata</i>	Western red cedar	5 Gallon Pot	\$29.28
<i>Thuja plicata</i>	Western red cedar	TreePot 414 (4" x 4" x 14")	\$7.99
Grasses, Sedges, Grass-Like, & Wetland Plants			
<i>Achnatherum (Oryzopsis) hymenoides</i>	Indian ricegrass	1 Gallon Pot	\$7.32
<i>Achnatherum (Oryzopsis) hymenoides</i>	Indian ricegrass	10 Cubic Inch Plug	\$2.50
<i>Achnatherum (Oryzopsis) hymenoides</i>	Indian ricegrass	4" Pot	\$4.66
<i>Achnatherum (Oryzopsis) hymenoides</i>	Indian ricegrass	40 Cubic Inch DeePot	\$5.32
<i>Calamagrostis rubescens</i>	Pinegrass	1 Gallon Pot	\$7.32
<i>Calamagrostis rubescens</i>	Pinegrass	10 Cubic Inch Plug	\$2.50
<i>Calamagrostis rubescens</i>	Pinegrass	4" Pot	\$4.66
<i>Calamagrostis rubescens</i>	Pinegrass	40 Cubic Inch DeePot	\$5.32
<i>Carex lenticularis</i>	Lakeshore sedge	10 Cubic Inch Plug	\$2.50
<i>Carex lenticularis</i>	Lakeshore sedge	40 Cubic Inch DeePot	\$5.32
<i>Carex nebraskensis</i>	Nebraska sedge	10 Cubic Inch Plug	\$2.50
<i>Carex nebraskensis</i>	Nebraska sedge	40 Cubic Inch DeePot	\$5.32
<i>Carex obnupta</i>	Slough sedge	10 Cubic Inch Plug	\$2.50

Exhibit B Prices
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<i>Carex obnupta</i>	Slough sedge	40 Cubic Inch DeePot	\$5.32
<i>Carex stipata</i>	Sawbeak Sedge	10 Cubic Inch Plug	\$2.50
<i>Carex stipata</i>	Sawbeak Sedge	40 Cubic Inch DeePot	\$5.32
<i>Carex utriculata (rostrata)</i>	Beaked sedge	10 Cubic Inch Plug	\$2.50
<i>Carex utriculata (rostrata)</i>	Beaked sedge	40 Cubic Inch DeePot	\$5.32
<i>Deschampsia cespitosa</i>	Tufted hairgrass	10 Cubic Inch Plug	\$2.50
<i>Deschampsia cespitosa</i>	Tufted hairgrass	40 Cubic Inch DeePot	\$5.32
<i>Distichlis spicata</i>	Saltgrass	1 Gallon Pot	\$7.32
<i>Distichlis spicata</i>	Saltgrass	10 Cubic Inch Plug	\$2.50
<i>Distichlis spicata</i>	Saltgrass	4" Pot	\$4.66
<i>Distichlis spicata</i>	Saltgrass	40 Cubic Inch DeePot	\$5.32
<i>Eleocharis palustris</i>	Common spikerush	10 Cubic Inch Plug	\$2.50
<i>Eleocharis palustris</i>	Common spikerush	40 Cubic Inch DeePot	\$5.32
<i>Elymus (Agropyron) trachycaulus</i>	Slender wheatgrass	1 Gallon Pot	\$7.32
<i>Elymus (Agropyron) trachycaulus</i>	Slender wheatgrass	10 Cubic Inch Plug	\$2.50
<i>Elymus (Agropyron) trachycaulus</i>	Slender wheatgrass	4" Pot	\$4.66
<i>Elymus (Agropyron) trachycaulus</i>	Slender wheatgrass	40 Cubic Inch DeePot	\$5.32
<i>Elymus elymoides</i>	Squirreltail	1 Gallon Pot	\$7.32
<i>Elymus elymoides</i>	Squirreltail	10 Cubic Inch Plug	\$2.50
<i>Elymus elymoides</i>	Squirreltail	4" Pot	\$4.66
<i>Elymus elymoides</i>	Squirreltail	40 Cubic Inch DeePot	\$5.32
<i>Festuca idahoensis</i>	Idaho fescue	1 Gallon Pot	\$7.32
<i>Festuca idahoensis</i>	Idaho fescue	10 Cubic Inch Plug	\$2.50
<i>Festuca idahoensis</i>	Idaho fescue	4" Pot	\$4.66
<i>Festuca idahoensis</i>	Idaho fescue	40 Cubic Inch DeePot	\$5.32
<i>Glyceria elata</i>	Tall mannagrass	10 Cubic Inch Plug	\$2.50
<i>Glyceria elata</i>	Tall mannagrass	40 Cubic Inch DeePot	\$5.32
<i>Glyceria grandis</i>	American mannagrass	10 Cubic Inch Plug	\$2.50
<i>Glyceria grandis</i>	American mannagrass	40 Cubic Inch DeePot	\$5.32
<i>Glyceria striata</i>	Fowl mannagrass	1 Gallon Pot	\$7.32
<i>Glyceria striata</i>	Fowl mannagrass	10 Cubic Inch Plug	\$2.50
<i>Glyceria striata</i>	Fowl mannagrass	4" Pot	\$4.66
<i>Glyceria striata</i>	Fowl mannagrass	40 Cubic Inch DeePot	\$5.32
<i>Hesperostipa (Stipa) comata</i>	Needle and thread	1 Gallon Pot	\$7.32
<i>Hesperostipa (Stipa) comata</i>	Needle and thread	10 Cubic Inch Plug	\$2.50
<i>Hesperostipa (Stipa) comata</i>	Needle and thread	4" Pot	\$4.66
<i>Hesperostipa (Stipa) comata</i>	Needle and thread	40 Cubic Inch DeePot	\$5.32
<i>Juncus acuminatus</i>	Tapertip rush	10 Cubic Inch Plug	\$2.50
<i>Juncus acuminatus</i>	Tapertip rush	40 Cubic Inch DeePot	\$5.32

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<i>Juncus articulatus</i>	Jointed rush	10 Cubic Inch Plug	\$2.50
<i>Juncus articulatus</i>	Jointed rush	40 Cubic Inch DeePot	\$5.32
<i>Juncus balticus</i>	Baltic rush	10 Cubic Inch Plug	\$2.50
<i>Juncus balticus</i>	Baltic rush	40 Cubic Inch DeePot	\$5.32
<i>Juncus effusus</i>	Soft rush	10 Cubic Inch Plug	\$2.50
<i>Juncus effusus</i>	Soft rush	40 Cubic Inch DeePot	\$5.32
<i>Juncus ensifolius</i>	Daggerleaf rush	10 Cubic Inch Plug	\$2.50
<i>Juncus ensifolius</i>	Daggerleaf rush	40 Cubic Inch DeePot	\$5.32
<i>Juncus tenuis</i>	Slender rush	10 Cubic Inch Plug	\$2.50
<i>Juncus tenuis</i>	Slender rush	40 Cubic Inch DeePot	\$5.32
<i>Koeleria macrantha (cristata)</i>	Prairie junegrass	1 Gallon Pot	\$7.32
<i>Koeleria macrantha (cristata)</i>	Prairie junegrass	10 Cubic Inch Plug	\$2.50
<i>Koeleria macrantha (cristata)</i>	Prairie junegrass	4" Pot	\$4.66
<i>Koeleria macrantha (cristata)</i>	Prairie junegrass	40 Cubic Inch DeePot	\$5.32
<i>Leymus (Elymus) cinereus</i>	Basin wildrye	1 Gallon Pot	\$7.32
<i>Leymus (Elymus) cinereus</i>	Basin wildrye	10 Cubic Inch Plug	\$2.50
<i>Leymus (Elymus) cinereus</i>	Basin wildrye	4" Pot	\$4.66
<i>Leymus (Elymus) cinereus</i>	Basin wildrye	40 Cubic Inch DeePot	\$5.32
<i>Poa secunda (sandbergii) (ampla)</i>	Sandberg bluegrass	1 Gallon Pot	\$7.32
<i>Poa secunda (sandbergii) (ampla)</i>	Sandberg bluegrass	10 Cubic Inch Plug	\$2.50
<i>Poa secunda (sandbergii) (ampla)</i>	Sandberg bluegrass	4" Pot	\$4.66
<i>Poa secunda (sandbergii) (ampla)</i>	Sandberg bluegrass	40 Cubic Inch DeePot	\$5.32
<i>Pseudoroegneria spicata</i>	Bluebunch wheatgrass	1 Gallon Pot	\$7.32
<i>Pseudoroegneria spicata</i>	Bluebunch wheatgrass	10 Cubic Inch Plug	\$2.50
<i>Pseudoroegneria spicata</i>	Bluebunch wheatgrass	4" Pot	\$4.66
<i>Pseudoroegneria spicata</i>	Bluebunch wheatgrass	40 Cubic Inch DeePot	\$5.32
<i>Schoenoplectus (Scirpus) acutus</i>	Hardstem bulrush	10 Cubic Inch Plug	\$2.50
<i>Schoenoplectus (Scirpus) acutus</i>	Hardstem bulrush	40 Cubic Inch DeePot	\$5.32
<i>Schoenoplectus (Scirpus) americanus</i>	Threesquare bulrush	10 Cubic Inch Plug	\$2.50
<i>Schoenoplectus (Scirpus) americanus</i>	Threesquare bulrush	40 Cubic Inch DeePot	\$5.32
<i>Scirpus microcarpus</i>	Small flowered bulrush	10 Cubic Inch Plug	\$2.50
<i>Scirpus microcarpus</i>	Small flowered bulrush	40 Cubic Inch DeePot	\$5.32
<i>Sporobolus cryptandrus</i>	Sand dropseed	1 Gallon Pot	\$7.32
<i>Sporobolus cryptandrus</i>	Sand dropseed	10 Cubic Inch Plug	\$2.50
<i>Sporobolus cryptandrus</i>	Sand dropseed	4" Pot	\$4.66
<i>Sporobolus cryptandrus</i>	Sand dropseed	40 Cubic Inch DeePot	\$5.32
<i>Typha latifolia</i>	Broad-leaf cattail	10 Cubic Inch Plug	\$2.50

Exhibit B Prices
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<i>Typha latifolia</i>	Broad-leaf cattail	40 Cubic Inch DeePot	\$5.32
Groundcovers, Forbs, Ferns, & Herbaceous Plants			
<i>Achillea millefolium</i>	Common yarrow	1 Gallon Pot	\$7.32
<i>Achillea millefolium</i>	Common yarrow	4" Pot	\$4.66
<i>Allium cernuum</i>	Nodding onion	10 Cubic Inch Plug	\$2.50
<i>Anaphalis margaritacea</i>	Pearly everlasting	10 Cubic Inch Plug	\$2.50
<i>Antennaria microphylla</i>	Little-leaf pussytoes	10 Cubic Inch Plug	\$2.50
<i>Antennaria microphylla</i>	Little-leaf pussytoes	4" Pot	\$4.66
<i>Aquilegia formosa</i>	Red columbine	10 Cubic Inch Plug	\$2.50
<i>Arctostaphylos uva-ursi</i>	Kinnikinnik	1 Gallon Pot	\$7.32
<i>Arctostaphylos uva-ursi</i>	Kinnikinnik	27 Cubic Inch Plug	\$5.32
<i>Asclepias speciosa</i>	Showy milkweed	1 Gallon Pot	\$7.32
<i>Asclepias speciosa</i>	Showy milkweed	10 Cubic Inch Plug	\$2.50
<i>Asclepias speciosa</i>	Showy milkweed	4" Pot	\$4.66
<i>Balsamorhiza sagittata</i>	Arrowleaf balsamroot	10 Cubic Inch Plug	\$2.50
<i>Epilobium angustifolium</i>	Fireweed	10 Cubic Inch Plug	\$2.50
<i>Epilobium angustifolium</i>	Fireweed	4" Pot	\$4.66
<i>Erigeron linearis</i>	Desert yellow fleabane	10 Cubic Inch Plug	\$2.50
<i>Erigeron linearis</i>	Desert yellow fleabane	4" Pot	\$4.66
<i>Erigeron pumilus</i>	Shaggy fleabane	10 Cubic Inch Plug	\$2.50
<i>Erigeron pumilus</i>	Shaggy fleabane	4" Pot	\$4.66
<i>Erigeron speciosus</i>	Aspen fleabane	10 Cubic Inch Plug	\$2.50
<i>Erigeron speciosus</i>	Aspen fleabane	4" Pot	\$4.66
<i>Eriogonum compositum</i>	Arrowleaf buckwheat	10 Cubic Inch Plug	\$2.50
<i>Eriogonum compositum</i>	Arrowleaf buckwheat	4" Pot	\$4.66
<i>Eriogonum heracleoides</i>	Parsnip-flower buckwheat	10 Cubic Inch Plug	\$2.50
<i>Eriogonum heracleoides</i>	Parsnip-flower buckwheat	4" Pot	\$4.66
<i>Eriogonum niveum</i>	Snow buckwheat	10 Cubic Inch Plug	\$2.50
<i>Eriogonum niveum</i>	Snow buckwheat	4" Pot	\$4.66
<i>Eriogonum sphaerocephalum</i>	Rock buckwheat	10 Cubic Inch Plug	\$2.50
<i>Eriogonum sphaerocephalum</i>	Rock buckwheat	4" Pot	\$4.66
<i>Eriogonum umbellatum</i>	Sulphur-flower buckwheat	10 Cubic Inch Plug	\$2.50
<i>Eriogonum umbellatum</i>	Sulphur-flower buckwheat	4" Pot	\$4.66
<i>Eriophyllum lanatum</i>	Common woolly sunflower	10 Cubic Inch Plug	\$2.50

**Exhibit B Prices
Effective 2/15/2025**

<i>Eriophyllum lanatum</i>	Common woolly sunflower	4" Pot	\$4.66
<i>Fragaria virginiana</i>	Virginia strawberry	1 Gallon Pot	\$7.32
<i>Fragaria virginiana</i>	Virginia strawberry	10 Cubic Inch Plug	\$2.50
<i>Gaillardia aristata</i>	Common gaillardia	10 Cubic Inch Plug	\$2.50
<i>Gaillardia aristata</i>	Common gaillardia	4" Pot	\$4.66
<i>Heuchera cylindrica</i>	Roundleaf alumroot	10 Cubic Inch Plug	\$2.50
<i>Heuchera cylindrica</i>	Roundleaf alumroot	4" Pot	\$4.66
<i>Iris missouriensis</i>	Rocky mountain iris	1 Gallon Pot	\$7.32
<i>Iris missouriensis</i>	Rocky mountain iris	10 Cubic Inch Plug	\$2.50
<i>Iris missouriensis</i>	Rocky mountain iris	4" Pot	\$4.66
<i>Lewisia (Cistanthe) tweedyi</i>	Tweedy's lewisia	10 Cubic Inch Plug	\$2.50
<i>Lewisia (Cistanthe) tweedyi</i>	Tweedy's lewisia	Anderson Plant Bands	\$4.99
<i>Lewisia columbiana</i>	Columbia lewisia	10 Cubic Inch Plug	\$2.50
<i>Lewisia columbiana</i>	Columbia lewisia	Anderson Plant Bands	\$4.99
<i>Linum lewisii</i>	Prairie flax	10 Cubic Inch Plug	\$2.50
<i>Linum lewisii</i>	Prairie flax	4" Pot	\$4.66
<i>Lupinus polyphyllus</i>	Bigleaf lupine	10 Cubic Inch Plug	\$2.50
<i>Monardella odoratissima</i>	Mountain monardella	10 Cubic Inch Plug	\$2.50
<i>Monardella odoratissima</i>	Mountain monardella	4" Pot	\$4.66
<i>Penstemon cardwellii</i>	Cardwell's penstemon	10 Cubic Inch Plug	\$2.50
<i>Penstemon cardwellii</i>	Cardwell's penstemon	Anderson Plant Bands	\$4.99
<i>Penstemon davidsonii</i>	Davidson's penstemon	10 Cubic Inch Plug	\$2.50
<i>Penstemon davidsonii</i>	Davidson's penstemon	Anderson Plant Bands	\$4.99
<i>Penstemon fruticosus</i>	Shrubby penstemon	10 Cubic Inch Plug	\$2.50
<i>Penstemon fruticosus</i>	Shrubby penstemon	Anderson Plant Bands	\$4.99
<i>Penstemon pruinosus</i>	Chelan penstemon	10 Cubic Inch Plug	\$2.50
<i>Penstemon pruinosus</i>	Chelan penstemon	4" Pot	\$4.66
<i>Penstemon venustus</i>	Venus penstemon	10 Cubic Inch Plug	\$2.50
<i>Penstemon venustus</i>	Venus penstemon	4" Pot	\$4.66
<i>Salvia dorrii</i>	Purple sage	1 Gallon Pot	\$7.32
<i>Salvia dorrii</i>	Purple sage	40 Cubic Inch Plug	\$5.32
<i>Sphaeralcea munroana</i>	Munro's globemallow	10 Cubic Inch Plug	\$2.50
<i>Sphaeralcea munroana</i>	Munro's globemallow	4" Pot	\$4.66

State of Washington Contracts & Procurement Division Department of Enterprise Services P.O. Box 41411 Olympia, WA 98504-1411	CONTRACT AMENDMENT	
	Contract No.:	12321
	Amendment No.:	2
Derby Canyon Natives, Inc. 9750 Derby Canyon Rd Peshastin, WA 98847	Effective Date:	September 15, 2024

SECOND AMENDMENT

TO

CONTRACT NO. 12321

NATIVE PLANTS

This Second Amendment ("Amendment") to Contract No. 12321 is made and entered into by and between the State of Washington acting by and through the Department of Enterprise Services, a Washington State governmental agency ("Enterprise Services") and Derby Canyon Natives, Inc; a Washington Corporation ("Contractor") and is dated as of September 15, 2024.

RECITALS

- A. Enterprise Services and Contractor (collectively the "Parties") entered into that certain Contract No. 12321 for Native Plants dated effective as of September 15, 2022 ("Contract").
- B. The Parties previously amended the Contract as follows:
 - (1) Amendment #1 effective February 15, 2024 (replaced *Exhibit A - Included Goods/Services* and *Exhibit B – Prices for Goods/Services*, performed an economic price adjustment, and added Nondiscrimination provision).
- C. The Parties now desire to amend the Contract as follows:
 - (1) Extend the Contract term; and
 - (2) Include a 'pay equality provision' as required by the Washington State Legislature. See [LAWS OF 2023, ch. 475](#), § 919(4).
- D. The amendment set forth herein is within the scope of the Contract.

AGREEMENT

NOW THEREFORE, in consideration of the mutual covenants and agreements set forth herein, the Parties hereby agree to amend the Contract, as previously amended, as follows:

1. **TERM.** The Contract term is amended to extend the term forty-eight (48) months, ending September 14, 2028.

2. PAY EQUALITY. The following provision is added to the end of section 17 (General Provisions) as a new subsection:

17.25 WASHINGTON STATE PAY EQUALITY FOR 'SIMILARLY EMPLOYED' INDIVIDUALS. Contractor represents and warrants that, among Contractor's employees, 'similarly employed' individuals are compensated as equals. For purposes of this provision, employees are similarly employed if the individuals work for the same employer, the performance of the job requires comparable skill, effort, and responsibility, and the jobs are performed under similar working conditions. Job titles alone are not determinative of whether employees are similarly employed. Contractor may allow differentials in compensation for Contractor's workers based in good faith on any of the following: a seniority system; a merit system; a system that measures earnings by quantity or quality of production; a bona fide job-related factor or factors; or a bona fide regional difference in compensation levels. A bona fide job-related factor or factors may include, but is not limited to, education, training, or experience that is: consistent with business necessity; not based on or derived from a gender-based differential; and accounts for the entire differential. A bona fide regional difference in compensation level must be consistent with business necessity; not based on or derived from a gender-based differential; and account for the entire differential. Notwithstanding any provision to the contrary, upon breach of warranty and Contractor's failure to provide satisfactory evidence of compliance within thirty (30) days, Enterprise Services may suspend or terminate this Contract and any Purchaser hereunder similarly may suspend or terminate its use of the Contract and/or any agreement entered into pursuant to this Contract.

3. NO CHANGE OTHER THAN AMENDMENT. Except as amended herein, the Contract is unaffected and remains in full force and effect.
4. INTEGRATED AGREEMENT; MODIFICATION. This Amendment constitutes the entire agreement and understanding of the Parties with respect to the subject matter and supersedes all prior negotiations and representations. In the event of any conflict between this Amendment and the Contract or any earlier amendment, this Amendment shall control and govern. This Amendment may not be modified except in writing signed by the Parties.
5. AUTHORITY. Each party to this Amendment, and each individual signing on behalf of each party, hereby represents and warrants to the other that it has full power and authority to enter into this Amendment and that its execution, delivery, and performance of this Amendment has been fully authorized and approved, and that no further approvals or consents are required to bind such party.
6. ELECTRONIC SIGNATURES. An electronic signature or electronic record of this Amendment or any other ancillary agreement shall be deemed to have the same legal effect as delivery of an original executed copy of this Amendment or such other ancillary agreement for all purposes.
7. COUNTERPARTS. This Amendment may be executed in one or more counterparts, each of which shall be deemed an original, and all of which counterparts together shall constitute the same instrument which may be sufficiently evidenced by one counterpart. Execution of this Amendment at different

times and places by the parties shall not affect the validity thereof so long as all the parties hereto execute a counterpart of this Amendment.

EXECUTED AND EFFECTIVE as of the day and date first above written.

**DERBY CANYON NATIVES,
A WASHINGTON CORPORATION**

By: 
Name: Melissa Asher
Title: President
Date: 9-7-24

**STATE OF WASHINGTON
DEPARTMENT OF ENTERPRISE SERVICES**

By: Theresa Jensen Digitally signed by Theresa Jensen
Date: 2024.09.12 11:32:29 -07'00'
Name: Theresa Jensen
Title: Procurement Supervisor
Date: September 12, 2024

State of Washington Contracts & Procurement Division Department of Enterprise Services P.O. Box 41411 Olympia, WA 98504-1411	CONTRACT AMENDMENT	
	Contract No.:	12321
Derby Canyon Natives, Inc. 9750 Derby Canyon Rd Peshastin, WA 98847	Amendment No.:	1
	Effective Date:	February 15, 2024

**FIRST AMENDMENT
TO
CONTRACT NO. 12321
NATIVE PLANTS**

This First Amendment ("Amendment") to Contract No. 12321 is made and entered into by and between the State of Washington acting by and through the Department of Enterprise Services, a Washington State governmental agency ("Enterprise Services") and Derby Canyon Natives, Inc., a Washington Corporation ("Contractor") and is dated as of February 15, 2024.

RECITALS

- A. Enterprise Services and Contractor (collectively the "Parties") entered into that certain Contract No. 12321 for Native Plants dated effective as of September 15, 2022 ("Contract").
- B. The Parties now desire to amend the Contract as follows:
 - i. Perform an annual economic price adjustment;
 - ii. Add Nondiscrimination language.
- C. The amendment set forth herein is within the scope of the Contract.

AGREEMENT

NOW THEREFORE, in consideration of the mutual covenants and agreements set forth herein, the Parties hereby agree to amend the Contract, as follows:

1. **ECONOMIC PRICE ADJUSTMENT.** As directed in Section 3.3 of Master Contract 12321, an Economic Price Adjustment increase of 5.54% is applied to All Other Items and decrease of -8.56% Maximum Delivery Charges in Exhibit B "Prices". *Exhibit B – Prices* of the Contract is hereby amended by deleting the existing *Exhibit B – Prices* in its entirety and inserting the attached *Exhibit B – Prices* (effective as of February 15, 2024). As of the effective date of this Amendment, any reference to *Exhibit B – Prices* shall be deemed to be a reference to the attached *Exhibit B – Prices* (effective as of February 15, 2024). The items listed in *Exhibit B – Prices* are amended to reflect updated pricing.

2. NONDISCRIMINATION. The following provision is added as a new subsection at the end of Section 17 of the Contract (General Provisions):

17.24. NONDISCRIMINATION.

- (a) Nondiscrimination Requirement. During the term of this Contract, Contractor, including any subcontractor, shall not discriminate on the bases enumerated at RCW 49.60.530(3). In addition, Contractor, including any subcontractor, shall give written notice of this nondiscrimination requirement to any labor organizations with which Contractor, or subcontractor, has a collective bargaining or other agreement.
- (b) Obligation to Cooperate. Contractor, including any subcontractor, shall cooperate and comply with any Washington state agency investigation regarding any allegation that Contractor, including any subcontractor, has engaged in discrimination prohibited by this Contract pursuant to RCW 49.60.530(3).
- (c) Default. Notwithstanding any provision to the contrary, Enterprise Services may suspend Contractor, including any subcontractor, upon notice of a failure to participate and cooperate with any state agency investigation into alleged discrimination prohibited by this Contract, pursuant to RCW 49.60.530(3). Any such suspension will remain in place until Enterprise Services receives notification that Contractor, including any subcontractor, is cooperating with the investigating state agency. In the event Contractor, or subcontractor, is determined to have engaged in discrimination identified at RCW 49.60.530(3), Enterprise Services may terminate this Contract in whole or in part, and Contractor, subcontractor, or both, may be referred for debarment as provided in RCW 39.26.200. Contractor or subcontractor may be given a reasonable time in which to cure this noncompliance, including implementing conditions consistent with any court-ordered injunctive relief or settlement agreement.
- (d) Remedies for Breach. Notwithstanding any provision to the contrary, in the event of Contract termination or suspension for engaging in discrimination, Contractor, subcontractor, or both, shall be liable for contract damages as authorized by law including, but not limited to, any cost difference between the original Contract and the replacement or cover contract and all administrative costs directly related to the replacement contract, which damages are distinct from any penalties imposed under Chapter 49.60, RCW. Enterprise Services and/or Purchasers shall have the right to deduct from any monies due to Contractor or subcontractor, or that thereafter become due, an amount for damages Contractor or subcontractor will owe Enterprise Services and/or Purchasers for default under this provision.

3. NO CHANGE OTHER THAN AMENDMENT. Except as amended herein, the Contract is unaffected and remains in full force and effect.

4. **INTEGRATED AGREEMENT; MODIFICATION.** This Amendment constitutes the entire agreement and understanding of the Parties with respect to the subject matter and supersedes all prior negotiations and representations. In the event of any conflict between this Amendment and the Contract or any earlier amendment, this Amendment shall control and govern. This Amendment may not be modified except in writing signed by the Parties.
5. **AUTHORITY.** Each party to this Amendment, and each individual signing on behalf of each party, hereby represents and warrants to the other that it has full power and authority to enter into this Amendment and that its execution, delivery, and performance of this Amendment has been fully authorized and approved, and that no further approvals or consents are required to bind such party.
6. **ELECTRONIC SIGNATURES.** An electronic signature or electronic record of this Amendment or any other ancillary agreement shall be deemed to have the same legal effect as delivery of an original executed copy of this Amendment or such other ancillary agreement for all purposes.
7. **COUNTERPARTS.** This Amendment may be executed in one or more counterparts, each of which shall be deemed an original, and all of which counterparts together shall constitute the same instrument which may be sufficiently evidenced by one counterpart. Execution of this Amendment at different times and places by the parties shall not affect the validity thereof so long as all the parties hereto execute a counterpart of this Amendment.

EXECUTED AND EFFECTIVE as of the day and date first above written.

**Debry Canyon Natives, Inc., a Washington
A WASHINGTON CORPORATION**

By: Melissa Asher
Name: Melissa Asher
Title: President
Date: 2-7-24

**STATE OF WASHINGTON
DEPARTMENT OF ENTERPRISE SERVICES**

By: Theresa Jensen
Name: Theresa Jensen
Title: Procurement Supervisor
Date: February 12, 2024

Digitally signed by Theresa Jensen
Date: 2024.02.12 10:30:26 -08'00'

PRICES FOR GOODS/SERVICES

Maximum Delivery Charge: \$1.83 per mile

Evaluated Trees, Shrubs, & Vines			
Species	Common name	Size	Price
<i>Acer circinatum</i>	Vine maple	1 Gallon Pot	\$7.60
<i>Acer circinatum</i>	Vine maple	40 Cubic Inch Plug	\$5.07
<i>Acer circinatum</i>	Vine maple	5 Gallon Pot	\$25.33
<i>Acer circinatum</i>	Vine maple	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Acer glabrum</i>	Rocky mountain maple	1 Gallon Pot	\$7.60
<i>Acer glabrum</i>	Rocky mountain maple	2 Gallon Pot	\$13.93
<i>Acer glabrum</i>	Rocky mountain maple	40 Cubic Inch Plug	\$5.07
<i>Acer glabrum</i>	Rocky mountain maple	5 Gallon Pot	\$25.33
<i>Acer glabrum</i>	Rocky mountain maple	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Acer macrophyllum</i>	Big leaf maple	1 Gallon Pot	\$7.60
<i>Acer macrophyllum</i>	Big leaf maple	10 Gallon Pot	\$44.33
<i>Acer macrophyllum</i>	Big leaf maple	40 Cubic Inch Plug	\$5.07
<i>Acer macrophyllum</i>	Big leaf maple	5 Gallon Pot	\$25.33
<i>Alnus incana</i>	Gray alder	1 Gallon Pot	\$7.60
<i>Alnus incana</i>	Gray alder	2 Gallon Pot	\$13.93
<i>Alnus incana</i>	Gray alder	40 Cubic Inch Plug	\$5.07
<i>Alnus incana</i>	Gray alder	5 Gallon Pot	\$25.33
<i>Alnus incana</i>	Gray alder	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Alnus sinuata</i>	Sitka alder	1 Gallon Pot	\$7.60
<i>Alnus sinuata</i>	Sitka alder	2 Gallon Pot	\$13.93
<i>Alnus sinuata</i>	Sitka alder	40 Cubic Inch Plug	\$5.07
<i>Alnus sinuata</i>	Sitka alder	5 Gallon Pot	\$25.33
<i>Alnus sinuata</i>	Sitka alder	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Amelanchier alnifolia</i>	Saskatoon serviceberry	1 Gallon Pot	\$7.60
<i>Amelanchier alnifolia</i>	Saskatoon serviceberry	40 Cubic Inch Plug	\$5.07
<i>Amelanchier alnifolia</i>	Saskatoon serviceberry	5 Gallon Pot	\$25.33
<i>Arctostaphylos uva-ursi</i>	Kinnikinnick	1 Gallon Pot	\$7.60
<i>Arctostaphylos uva-ursi</i>	Kinnikinnick	2 Gallon Pot	\$13.93
<i>Arctostaphylos uva-ursi</i>	Kinnikinnick	4" Pot	\$4.43
<i>Arctostaphylos uva-ursi</i>	Kinnikinnick	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Artemisia tridentata</i>	Big sagebrush	1 Gallon Pot	\$7.60

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<i>Artemisia tridentata</i>	Big sagebrush	2 Gallon Pot	\$13.93
<i>Artemisia tridentata</i>	Big sagebrush	40 Cubic Inch Plug	\$5.07
<i>Betula occidentalis</i>	Water birch	1 Gallon Pot	\$7.60
<i>Betula occidentalis</i>	Water birch	2 Gallon Pot	\$13.93
<i>Betula occidentalis</i>	Water birch	40 Cubic Inch Plug	\$5.07
<i>Betula occidentalis</i>	Water birch	5 Gallon Pot	\$25.33
<i>Betula occidentalis</i>	Water birch	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Betula papyrifera</i>	Paper birch	1 Gallon Pot	\$7.60
<i>Betula papyrifera</i>	Paper birch	40 Cubic Inch Plug	\$5.07
<i>Betula papyrifera</i>	Paper birch	5 Gallon Pot	\$25.33
<i>Betula papyrifera</i>	Paper birch	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Ceanothus sanguineus</i>	Redstem ceanothus	1 Gallon Pot	\$7.60
<i>Ceanothus sanguineus</i>	Redstem ceanothus	2 Gallon Pot	\$13.93
<i>Ceanothus sanguineus</i>	Redstem ceanothus	40 Cubic Inch Plug	\$5.07
<i>Ceanothus velutinus</i>	Snowbrush ceanothus	1 Gallon Pot	\$7.60
<i>Ceanothus velutinus</i>	Snowbrush ceanothus	2 Gallon Pot	\$13.93
<i>Ceanothus velutinus</i>	Snowbrush ceanothus	40 Cubic Inch Plug	\$5.07
<i>Cercocarpus ledifolius</i>	Curl-leaf mountain-mahogany	1 Gallon Pot	\$7.60
<i>Cercocarpus ledifolius</i>	Curl-leaf mountain-mahogany	2 Gallon Pot	\$13.93
<i>Cercocarpus ledifolius</i>	Curl-leaf mountain-mahogany	40 Cubic Inch Plug	\$5.07
<i>Chrysothamnus viscidiflorus</i>	Yellow rabbitbrush	1 Gallon Pot	\$7.60
<i>Chrysothamnus viscidiflorus</i>	Yellow rabbitbrush	2 Gallon Pot	\$13.93
<i>Chrysothamnus viscidiflorus</i>	Yellow rabbitbrush	40 Cubic Inch Plug	\$5.07
<i>Clematis ligusticifolia</i>	Western white clematis	1 Gallon Pot	\$7.60
<i>Clematis ligusticifolia</i>	Western white clematis	2 Gallon Pot	\$13.93
<i>Clematis ligusticifolia</i>	Western white clematis	40 Cubic Inch Plug	\$5.07
<i>Cornus sericea</i>	Redosier dogwood	1 Gallon Pot	\$7.60
<i>Cornus sericea</i>	Redosier dogwood	40 Cubic Inch Plug	\$5.07
<i>Cornus sericea</i>	Redosier dogwood	5 Gallon Pot	\$25.33
<i>Cornus sericea</i>	Redosier dogwood	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Corylus cornuta</i>	Beaked hazelnut	1 Gallon Pot	\$7.60
<i>Corylus cornuta</i>	Beaked hazelnut	2 Gallon Pot	\$13.93
<i>Corylus cornuta</i>	Beaked hazelnut	40 Cubic Inch Plug	\$5.07
<i>Corylus cornuta</i>	Beaked hazelnut	5 Gallon Pot	\$25.33
<i>Corylus cornuta</i>	Beaked hazelnut	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Crataegus douglasii</i>	Black hawthorn	1 Gallon Pot	\$7.60

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<i>Crataegus douglasii</i>	Black hawthorn	40 Cubic Inch Plug	\$5.07
<i>Crataegus douglasii</i>	Black hawthorn	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Ericameria (Chrysothamnus) nauseosa</i>	Rubber rabbitbrush	1 Gallon Pot	\$7.60
<i>Ericameria (Chrysothamnus) nauseosa</i>	Rubber rabbitbrush	2 Gallon Pot	\$13.93
<i>Ericameria (Chrysothamnus) nauseosa</i>	Rubber rabbitbrush	40 Cubic Inch Plug	\$5.07
<i>Eriogonum compositum</i>	Arrowleaf buckwheat	10 Cubic Inch Plug	\$2.37
<i>Eriogonum compositum</i>	Arrowleaf buckwheat	4" Pot	\$4.43
<i>Eriogonum niveum</i>	Snow buckwheat	10 Cubic Inch Plug	\$2.37
<i>Eriogonum niveum</i>	Snow buckwheat	4" Pot	\$4.43
<i>Eriogonum umbellatum</i>	Sulphur-flower buckwheat	10 Cubic Inch Plug	\$2.37
<i>Eriogonum umbellatum</i>	Sulphur-flower buckwheat	4" Pot	\$4.43
<i>Holodiscus discolor</i>	Ocean-spray	1 Gallon Pot	\$7.60
<i>Holodiscus discolor</i>	Ocean-spray	40 Cubic Inch Plug	\$5.07
<i>Holodiscus discolor</i>	Ocean-spray	5 Gallon Pot	\$25.33
<i>Juniperus scopulorum</i>	Rocky mountain juniper	1 Gallon Pot	\$7.60
<i>Juniperus scopulorum</i>	Rocky mountain juniper	10 Gallon Pot	\$44.33
<i>Juniperus scopulorum</i>	Rocky mountain juniper	2 Gallon Pot	\$15.20
<i>Juniperus scopulorum</i>	Rocky mountain juniper	40 Cubic Inch Plug	\$5.07
<i>Juniperus scopulorum</i>	Rocky mountain juniper	5 Gallon Pot	\$27.86
<i>Juniperus scopulorum</i>	Rocky mountain juniper	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Juniperus scopulorum</i>	Rocky mountain juniper	TreePot 818 (8" x 8" x 18")	\$19.00
<i>Larix occidentalis</i>	Western larch	1 Gallon Pot	\$7.60
<i>Larix occidentalis</i>	Western larch	2 Gallon Pot	\$15.20
<i>Larix occidentalis</i>	Western larch	40 Cubic Inch Plug	\$5.07
<i>Larix occidentalis</i>	Western larch	5 Gallon Pot	\$27.86
<i>Larix occidentalis</i>	Western larch	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Larix occidentalis</i>	Western larch	TreePot 818 (8" x 8" x 18")	\$19.00
<i>Lonicera involucrata</i>	Twinberry	1 Gallon Pot	\$7.60
<i>Lonicera involucrata</i>	Twinberry	40 Cubic Inch Plug	\$5.07
<i>Lonicera involucrata</i>	Twinberry	5 Gallon Pot	\$25.33
<i>Mahonia (Berberis) repens</i>	Creeping Oregon grape	1 Gallon Pot	\$7.60
<i>Mahonia (Berberis) repens</i>	Creeping Oregon grape	2 Gallon Pot	\$13.93
<i>Mahonia (Berberis) repens</i>	Creeping Oregon grape	40 Cubic Inch Plug	\$5.07
<i>Mahonia (Berberis) aquifolium</i>	Tall Oregon grape	1 Gallon Pot	\$7.60
<i>Mahonia (Berberis) aquifolium</i>	Tall Oregon grape	40 Cubic Inch Plug	\$5.07
<i>Mahonia (Berberis) aquifolium</i>	Tall Oregon grape	5 Gallon Pot	\$25.33

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<i>Philadelphus lewisii</i>	Lewis' mock orange	1 Gallon Pot	\$7.60
<i>Philadelphus lewisii</i>	Lewis' mock orange	40 Cubic Inch Plug	\$5.07
<i>Philadelphus lewisii</i>	Lewis' mock orange	5 Gallon Pot	\$25.33
<i>Physocarpus capitatus</i>	Pacific ninebark	1 Gallon Pot	\$7.60
<i>Physocarpus capitatus</i>	Pacific ninebark	40 Cubic Inch Plug	\$5.07
<i>Physocarpus capitatus</i>	Pacific ninebark	5 Gallon Pot	\$25.33
<i>Picea englemannii</i>	Engelmann spruce	1 Gallon Pot	\$7.60
<i>Picea englemannii</i>	Engelmann spruce	2 Gallon Pot	\$15.20
<i>Picea englemannii</i>	Engelmann spruce	40 Cubic Inch Plug	\$5.07
<i>Picea englemannii</i>	Engelmann spruce	5 Gallon Pot	\$27.86
<i>Picea englemannii</i>	Engelmann spruce	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Picea englemannii</i>	Engelmann spruce	TreePot 818 (8" x 8" x 18")	\$19.00
<i>Pinus contorta v. latifolia</i>	Lodgepole pine	1 Gallon Pot	\$7.60
<i>Pinus contorta v. latifolia</i>	Lodgepole pine	2 Gallon Pot	\$15.20
<i>Pinus contorta v. latifolia</i>	Lodgepole pine	40 Cubic Inch Plug	\$5.07
<i>Pinus contorta v. latifolia</i>	Lodgepole pine	5 Gallon Pot	\$27.86
<i>Pinus contorta v. latifolia</i>	Lodgepole pine	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Pinus contorta v. latifolia</i>	Lodgepole pine	TreePot 818 (8" x 8" x 18")	\$19.00
<i>Pinus ponderosa</i>	Ponderosa pine	1 Gallon Pot	\$7.60
<i>Pinus ponderosa</i>	Ponderosa pine	10 Gallon Pot	\$44.33
<i>Pinus ponderosa</i>	Ponderosa pine	2 Gallon Pot	\$15.20
<i>Pinus ponderosa</i>	Ponderosa pine	40 Cubic Inch Plug	\$5.07
<i>Pinus ponderosa</i>	Ponderosa pine	5 Gallon Pot	\$27.86
<i>Pinus ponderosa</i>	Ponderosa pine	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Pinus ponderosa</i>	Ponderosa pine	TreePot 818 (8" x 8" x 18")	\$19.00
<i>Populus balsamifera v. trichocarpa</i>	Black cottonwood	1 Gallon Pot	\$7.60
<i>Populus balsamifera v. trichocarpa</i>	Black cottonwood	40 Cubic Inch Plug	\$5.07
<i>Populus balsamifera v. trichocarpa</i>	Black cottonwood	5 Gallon Pot	\$25.33
<i>Populus balsamifera v. trichocarpa</i>	Black cottonwood	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Populus tremuloides</i>	Quaking aspen	1 Gallon Pot	\$7.60
<i>Populus tremuloides</i>	Quaking aspen	2 Gallon Pot	\$13.93
<i>Populus tremuloides</i>	Quaking aspen	40 Cubic Inch Plug	\$5.07
<i>Populus tremuloides</i>	Quaking aspen	5 Gallon Pot	\$25.33
<i>Populus tremuloides</i>	Quaking aspen	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Potentilla fruticosa</i>	Shrubby cinquefoil	1 Gallon Pot	\$7.60
<i>Potentilla fruticosa</i>	Shrubby cinquefoil	2 Gallon Pot	\$13.93

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<i>Potentilla fruticosa</i>	Shrubby cinquefoil	40 Cubic Inch Plug	\$5.07
<i>Potentilla fruticosa</i>	Shrubby cinquefoil	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Prunus emarginata</i>	Bitter cherry	1 Gallon Pot	\$7.60
<i>Prunus emarginata</i>	Bitter cherry	2 Gallon Pot	\$13.93
<i>Prunus emarginata</i>	Bitter cherry	40 Cubic Inch Plug	\$5.07
<i>Prunus emarginata</i>	Bitter cherry	5 Gallon Pot	\$25.33
<i>Prunus emarginata</i>	Bitter cherry	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Prunus emarginata</i>	Bitter cherry	TreePot 818 (8" x 8" x 18")	\$19.00
<i>Prunus virginiana</i>	Chokecherry	1 Gallon Pot	\$7.60
<i>Prunus virginiana</i>	Chokecherry	2 Gallon Pot	\$13.93
<i>Prunus virginiana</i>	Chokecherry	40 Cubic Inch Plug	\$5.07
<i>Prunus virginiana</i>	Chokecherry	5 Gallon Pot	\$25.33
<i>Prunus virginiana</i>	Chokecherry	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Pseudotsuga menziesii</i>	Douglas fir	1 Gallon Pot	\$7.60
<i>Pseudotsuga menziesii</i>	Douglas fir	10 Gallon Pot	\$44.33
<i>Pseudotsuga menziesii</i>	Douglas fir	40 Cubic Inch Plug	\$5.07
<i>Pseudotsuga menziesii</i>	Douglas fir	5 Gallon Pot	\$27.86
<i>Pseudotsuga menziesii</i>	Douglas fir	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Pseudotsuga menziesii</i>	Douglas fir	TreePot 818 (8" x 8" x 18")	\$19.00
<i>Purshia tridentata</i>	Antelope bitterbrush	1 Gallon Pot	\$7.60
<i>Purshia tridentata</i>	Antelope bitterbrush	40 Cubic Inch Plug	\$5.07
<i>Quercus garryana</i>	Oregon white oak	40 Cubic Inch Plug	\$5.07
<i>Quercus garryana</i>	Oregon white oak	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Quercus garryana</i>	Oregon white oak	TreePot 818 (8" x 8" x 18")	\$19.00
<i>Rhamnus purshiana</i>	Cascara	1 Gallon Pot	\$7.60
<i>Rhamnus purshiana</i>	Cascara	2 Gallon Pot	\$13.93
<i>Rhamnus purshiana</i>	Cascara	40 Cubic Inch Plug	\$5.07
<i>Rhamnus purshiana</i>	Cascara	5 Gallon Pot	\$25.33
<i>Rhamnus purshiana</i>	Cascara	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Rhus glabra</i>	Smooth sumac	1 Gallon Pot	\$7.60
<i>Rhus glabra</i>	Smooth sumac	2 Gallon Pot	\$13.93
<i>Rhus glabra</i>	Smooth sumac	40 Cubic Inch Plug	\$5.07
<i>Rhus glabra</i>	Smooth sumac	5 Gallon Pot	\$25.33
<i>Ribes aureum</i>	Golden currant	1 Gallon Pot	\$7.60
<i>Ribes aureum</i>	Golden currant	2 Gallon Pot	\$13.93
<i>Ribes aureum</i>	Golden currant	40 Cubic Inch Plug	\$5.07
<i>Ribes aureum</i>	Golden currant	5 Gallon Pot	\$25.33
<i>Ribes cereum</i>	Wax currant	2 Gallon Pot	\$13.93

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<i>Ribes cereum</i>	Wax currant	40 Cubic Inch Plug	\$5.07
<i>Ribes cereum</i>	Wax currant	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Ribes sanguineum</i>	Red-flowering currant	40 Cubic Inch Plug	\$5.07
<i>Ribes sanguineum</i>	Red-flowering currant	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Rosa gymnocarpa</i>	Bald-hip rose	1 Gallon Pot	\$7.60
<i>Rosa gymnocarpa</i>	Bald-hip rose	40 Cubic Inch Plug	\$5.07
<i>Rosa gymnocarpa</i>	Bald-hip rose	5 Gallon Pot	\$25.33
<i>Rosa nutkana</i>	Nootka rose	1 Gallon Pot	\$7.60
<i>Rosa nutkana</i>	Nootka rose	40 Cubic Inch Plug	\$5.07
<i>Rosa nutkana</i>	Nootka rose	5 Gallon Pot	\$25.33
<i>Rosa woodsii</i>	Wood's rose	1 Gallon Pot	\$7.60
<i>Rosa woodsii</i>	Wood's rose	2 Gallon Pot	\$13.93
<i>Rosa woodsii</i>	Wood's rose	40 Cubic Inch Plug	\$5.07
<i>Rosa woodsii</i>	Wood's rose	5 Gallon Pot	\$25.33
<i>Rubus leucodermis</i>	Whitebark raspberry	1 Gallon Pot	\$7.60
<i>Rubus leucodermis</i>	Whitebark raspberry	2 Gallon Pot	\$13.93
<i>Rubus leucodermis</i>	Whitebark raspberry	40 Cubic Inch Plug	\$5.07
<i>Rubus leucodermis</i>	Whitebark raspberry	5 Gallon Pot	\$25.33
<i>Rubus parviflorus</i>	Thimbleberry	1 Gallon Pot	\$7.60
<i>Rubus parviflorus</i>	Thimbleberry	40 Cubic Inch Plug	\$5.07
<i>Rubus parviflorus</i>	Thimbleberry	5 Gallon Pot	\$25.33
<i>Rubus parviflorus</i>	Thimbleberry	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Rubus spectabilis</i>	Salmonberry	1 Gallon Pot	\$7.60
<i>Rubus spectabilis</i>	Salmonberry	40 Cubic Inch Plug	\$5.07
<i>Rubus spectabilis</i>	Salmonberry	5 Gallon Pot	\$25.33
<i>Rubus spectabilis</i>	Salmonberry	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Salix amygdaloides</i>	Peach-leaf willow	2 Gallon Pot	\$13.93
<i>Salix amygdaloides</i>	Peach-leaf willow	40 Cubic Inch Plug	\$5.07
<i>Salix amygdaloides</i>	Peach-leaf willow	5 Gallon Pot	\$25.33
<i>Salix amygdaloides</i>	Peach-leaf willow	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Salix exigua</i>	Coyote willow	2 Gallon Pot	\$13.93
<i>Salix exigua</i>	Coyote willow	40 Cubic Inch Plug	\$5.07
<i>Salix exigua</i>	Coyote willow	5 Gallon Pot	\$25.33
<i>Salix exigua</i>	Coyote willow	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Salix lucida (Lasiandra)</i>	Pacific willow	40 Cubic Inch Plug	\$5.07
<i>Salix lucida (Lasiandra)</i>	Pacific willow	5 Gallon Pot	\$25.33
<i>Salix lucida (Lasiandra)</i>	Pacific willow	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Salix prolixa (mackenziana) (rigida)</i>	Mackenzie's willow	2 Gallon Pot	\$13.93

Exhibit B Prices
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<i>Salix prolixa (mackenziana) (rigida)</i>	Mackenzie's willow	40 Cubic Inch Plug	\$5.07
<i>Salix prolixa (mackenziana) (rigida)</i>	Mackenzie's willow	5 Gallon Pot	\$25.33
<i>Salix prolixa (mackenziana) (rigida)</i>	Mackenzie's willow	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Salix scouleriana</i>	Scouler's willow	40 Cubic Inch Plug	\$5.07
<i>Salix scouleriana</i>	Scouler's willow	5 Gallon Pot	\$25.33
<i>Salix scouleriana</i>	Scouler's willow	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Salix sitchensis</i>	Sitka willow	40 Cubic Inch Plug	\$5.07
<i>Salix sitchensis</i>	Sitka willow	5 Gallon Pot	\$25.33
<i>Salix sitchensis</i>	Sitka willow	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Sambucus caerulea</i>	Blue elderberry	1 Gallon Pot	\$7.60
<i>Sambucus caerulea</i>	Blue elderberry	40 Cubic Inch Plug	\$5.07
<i>Sambucus caerulea</i>	Blue elderberry	5 Gallon Pot	\$25.33
<i>Sambucus caerulea</i>	Blue elderberry	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Sorbus scopulina</i>	Greene's mountain ash	1 Gallon Pot	\$7.60
<i>Sorbus scopulina</i>	Greene's mountain ash	2 Gallon Pot	\$13.93
<i>Sorbus scopulina</i>	Greene's mountain ash	40 Cubic Inch Plug	\$5.07
<i>Sorbus scopulina</i>	Greene's mountain ash	5 Gallon Pot	\$25.33
<i>Sorbus scopulina</i>	Greene's mountain ash	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Spiraea betulifolia</i>	White spirea	1 Gallon Pot	\$7.60
<i>Spiraea betulifolia</i>	White spirea	40 Cubic Inch Plug	\$5.07
<i>Spiraea betulifolia</i>	White spirea	5 Gallon Pot	\$25.33
<i>Spiraea betulifolia</i>	White spirea	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Spiraea douglasii</i>	Douglas' spirea	1 Gallon Pot	\$7.60
<i>Spiraea douglasii</i>	Douglas' spirea	40 Cubic Inch Plug	\$5.07
<i>Spiraea douglasii</i>	Douglas' spirea	5 Gallon Pot	\$25.33
<i>Spiraea douglasii</i>	Douglas' spirea	TreePot 414 (4" x 4" x 14")	\$7.60
<i>Symphoricarpos albus</i>	Common snowberry	1 Gallon Pot	\$7.60
<i>Symphoricarpos albus</i>	Common snowberry	2 Gallon Pot	\$13.93
<i>Symphoricarpos albus</i>	Common snowberry	40 Cubic Inch Plug	\$5.07
<i>Symphoricarpos albus</i>	Common snowberry	5 Gallon Pot	\$25.33
<i>Thuja plicata</i>	Western red cedar	1 Gallon Pot	\$7.60
<i>Thuja plicata</i>	Western red cedar	10 Gallon Pot	\$44.33
<i>Thuja plicata</i>	Western red cedar	40 Cubic Inch Plug	\$5.07
<i>Thuja plicata</i>	Western red cedar	5 Gallon Pot	\$27.86
<i>Thuja plicata</i>	Western red cedar	TreePot 414 (4" x 4" x 14")	\$7.60

Exhibit B Prices
Effective 2/15/2024

Grasses, Sedges, Grass-Like, & Wetland Plants			
<i>Achnatherum (Oryzopsis) hymenoides</i>	Indian ricegrass	1 Gallon Pot	\$6.97
<i>Achnatherum (Oryzopsis) hymenoides</i>	Indian ricegrass	10 Cubic Inch Plug	\$2.37
<i>Achnatherum (Oryzopsis) hymenoides</i>	Indian ricegrass	4" Pot	\$4.43
<i>Achnatherum (Oryzopsis) hymenoides</i>	Indian ricegrass	40 Cubic Inch DeePot	\$5.07
<i>Calamagrostis rubescens</i>	Pinegrass	1 Gallon Pot	\$6.97
<i>Calamagrostis rubescens</i>	Pinegrass	10 Cubic Inch Plug	\$2.37
<i>Calamagrostis rubescens</i>	Pinegrass	4" Pot	\$4.43
<i>Calamagrostis rubescens</i>	Pinegrass	40 Cubic Inch DeePot	\$5.07
<i>Carex lenticularis</i>	Lakeshore sedge	10 Cubic Inch Plug	\$2.37
<i>Carex lenticularis</i>	Lakeshore sedge	40 Cubic Inch DeePot	\$5.07
<i>Carex nebraskensis</i>	Nebraska sedge	10 Cubic Inch Plug	\$2.37
<i>Carex nebraskensis</i>	Nebraska sedge	40 Cubic Inch DeePot	\$5.07
<i>Carex obnupta</i>	Slough sedge	10 Cubic Inch Plug	\$2.37
<i>Carex obnupta</i>	Slough sedge	40 Cubic Inch DeePot	\$5.07
<i>Carex stipata</i>	Sawbeak Sedge	10 Cubic Inch Plug	\$2.37
<i>Carex stipata</i>	Sawbeak Sedge	40 Cubic Inch DeePot	\$5.07
<i>Carex utriculata (rostrata)</i>	Beaked sedge	10 Cubic Inch Plug	\$2.37
<i>Carex utriculata (rostrata)</i>	Beaked sedge	40 Cubic Inch DeePot	\$5.07
<i>Deschampsia cespitosa</i>	Tufted hairgrass	10 Cubic Inch Plug	\$2.37
<i>Deschampsia cespitosa</i>	Tufted hairgrass	40 Cubic Inch DeePot	\$5.07
<i>Distichlis spicata</i>	Saltgrass	1 Gallon Pot	\$6.97
<i>Distichlis spicata</i>	Saltgrass	10 Cubic Inch Plug	\$2.37
<i>Distichlis spicata</i>	Saltgrass	4" Pot	\$4.43
<i>Distichlis spicata</i>	Saltgrass	40 Cubic Inch DeePot	\$5.07
<i>Eleocharis palustris</i>	Common spikerush	10 Cubic Inch Plug	\$2.37
<i>Eleocharis palustris</i>	Common spikerush	40 Cubic Inch DeePot	\$5.07
<i>Elymus (Agropyron) trachycaulus</i>	Slender wheatgrass	1 Gallon Pot	\$6.97
<i>Elymus (Agropyron) trachycaulus</i>	Slender wheatgrass	10 Cubic Inch Plug	\$2.37
<i>Elymus (Agropyron) trachycaulus</i>	Slender wheatgrass	4" Pot	\$4.43
<i>Elymus (Agropyron) trachycaulus</i>	Slender wheatgrass	40 Cubic Inch DeePot	\$5.07
<i>Elymus elymoides</i>	Squirreltail	1 Gallon Pot	\$6.97

Exhibit B Prices
Effective 2/15/2024

<i>Elymus elymoides</i>	Squirreltail	10 Cubic Inch Plug	\$2.37
<i>Elymus elymoides</i>	Squirreltail	4" Pot	\$4.43
<i>Elymus elymoides</i>	Squirreltail	40 Cubic Inch DeePot	\$5.07
<i>Festuca idahoensis</i>	Idaho fescue	1 Gallon Pot	\$6.97
<i>Festuca idahoensis</i>	Idaho fescue	10 Cubic Inch Plug	\$2.37
<i>Festuca idahoensis</i>	Idaho fescue	4" Pot	\$4.43
<i>Festuca idahoensis</i>	Idaho fescue	40 Cubic Inch DeePot	\$5.07
<i>Glyceria elata</i>	Tall mannagrass	10 Cubic Inch Plug	\$2.37
<i>Glyceria elata</i>	Tall mannagrass	40 Cubic Inch DeePot	\$5.07
<i>Glyceria grandis</i>	American mannagrass	10 Cubic Inch Plug	\$2.37
<i>Glyceria grandis</i>	American mannagrass	40 Cubic Inch DeePot	\$5.07
<i>Glyceria striata</i>	Fowl mannagrass	1 Gallon Pot	\$6.97
<i>Glyceria striata</i>	Fowl mannagrass	10 Cubic Inch Plug	\$2.37
<i>Glyceria striata</i>	Fowl mannagrass	4" Pot	\$4.43
<i>Glyceria striata</i>	Fowl mannagrass	40 Cubic Inch DeePot	\$5.07
<i>Hesperostipa (Stipa) comata</i>	Needle and thread	1 Gallon Pot	\$6.97
<i>Hesperostipa (Stipa) comata</i>	Needle and thread	10 Cubic Inch Plug	\$2.37
<i>Hesperostipa (Stipa) comata</i>	Needle and thread	4" Pot	\$4.43
<i>Hesperostipa (Stipa) comata</i>	Needle and thread	40 Cubic Inch DeePot	\$5.07
<i>Juncus acuminatus</i>	Tapertip rush	10 Cubic Inch Plug	\$2.37
<i>Juncus acuminatus</i>	Tapertip rush	40 Cubic Inch DeePot	\$5.07
<i>Juncus articulatus</i>	Jointed rush	10 Cubic Inch Plug	\$2.37
<i>Juncus articulatus</i>	Jointed rush	40 Cubic Inch DeePot	\$5.07
<i>Juncus balticus</i>	Baltic rush	10 Cubic Inch Plug	\$2.37
<i>Juncus balticus</i>	Baltic rush	40 Cubic Inch DeePot	\$5.07
<i>Juncus effusus</i>	Soft rush	10 Cubic Inch Plug	\$2.37
<i>Juncus effusus</i>	Soft rush	40 Cubic Inch DeePot	\$5.07
<i>Juncus ensifolius</i>	Daggerleaf rush	10 Cubic Inch Plug	\$2.37
<i>Juncus ensifolius</i>	Daggerleaf rush	40 Cubic Inch DeePot	\$5.07
<i>Juncus tenuis</i>	Slender rush	10 Cubic Inch Plug	\$2.37
<i>Juncus tenuis</i>	Slender rush	40 Cubic Inch DeePot	\$5.07
<i>Koeleria macrantha (crinata)</i>	Prairie junegrass	1 Gallon Pot	\$6.97
<i>Koeleria macrantha (crinata)</i>	Prairie junegrass	10 Cubic Inch Plug	\$2.37
<i>Koeleria macrantha (crinata)</i>	Prairie junegrass	4" Pot	\$4.43
<i>Koeleria macrantha (crinata)</i>	Prairie junegrass	40 Cubic Inch DeePot	\$5.07
<i>Leymus (Elymus) cinereus</i>	Basin wildrye	1 Gallon Pot	\$6.97
<i>Leymus (Elymus) cinereus</i>	Basin wildrye	10 Cubic Inch Plug	\$2.37
<i>Leymus (Elymus) cinereus</i>	Basin wildrye	4" Pot	\$4.43

Exhibit B Prices
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<i>Leymus (Elymus) cinereus</i>	Basin wildrye	40 Cubic Inch DeePot	\$5.07
<i>Poa secunda (sandbergii) (ampla)</i>	Sandberg bluegrass	1 Gallon Pot	\$6.97
<i>Poa secunda (sandbergii) (ampla)</i>	Sandberg bluegrass	10 Cubic Inch Plug	\$2.37
<i>Poa secunda (sandbergii) (ampla)</i>	Sandberg bluegrass	4" Pot	\$4.43
<i>Poa secunda (sandbergii) (ampla)</i>	Sandberg bluegrass	40 Cubic Inch DeePot	\$5.07
<i>Pseudoroegneria spicata</i>	Bluebunch wheatgrass	1 Gallon Pot	\$6.97
<i>Pseudoroegneria spicata</i>	Bluebunch wheatgrass	10 Cubic Inch Plug	\$2.37
<i>Pseudoroegneria spicata</i>	Bluebunch wheatgrass	4" Pot	\$4.43
<i>Pseudoroegneria spicata</i>	Bluebunch wheatgrass	40 Cubic Inch DeePot	\$5.07
<i>Schoenoplectus (Scirpus) acutus</i>	Hardstem bulrush	10 Cubic Inch Plug	\$2.37
<i>Schoenoplectus (Scirpus) acutus</i>	Hardstem bulrush	40 Cubic Inch DeePot	\$5.07
<i>Schoenoplectus (Scirpus) americanus</i>	Threesquare bulrush	10 Cubic Inch Plug	\$2.37
<i>Schoenoplectus (Scirpus) americanus</i>	Threesquare bulrush	40 Cubic Inch DeePot	\$5.07
<i>Scirpus microcarpus</i>	Small flowered bulrush	10 Cubic Inch Plug	\$2.37
<i>Scirpus microcarpus</i>	Small flowered bulrush	40 Cubic Inch DeePot	\$5.07
<i>Sporobolus cryptandrus</i>	Sand dropseed	1 Gallon Pot	\$6.97
<i>Sporobolus cryptandrus</i>	Sand dropseed	10 Cubic Inch Plug	\$2.37
<i>Sporobolus cryptandrus</i>	Sand dropseed	4" Pot	\$4.43
<i>Sporobolus cryptandrus</i>	Sand dropseed	40 Cubic Inch DeePot	\$5.07
<i>Typha latifolia</i>	Broad-leaf cattail	10 Cubic Inch Plug	\$2.37
<i>Typha latifolia</i>	Broad-leaf cattail	40 Cubic Inch DeePot	\$5.07
Groundcovers, Forbs, Ferns, & Herbaceous Plants			
<i>Achillea millefolium</i>	Common yarrow	1 Gallon Pot	\$6.97
<i>Achillea millefolium</i>	Common yarrow	4" Pot	\$4.43
<i>Allium cernuum</i>	Nodding onion	10 Cubic Inch Plug	\$2.37
<i>Anaphalis margaritacea</i>	Pearly everlasting	10 Cubic Inch Plug	\$2.37
<i>Antennaria microphylla</i>	Little-leaf pussytoes	10 Cubic Inch Plug	\$2.37
<i>Antennaria microphylla</i>	Little-leaf pussytoes	4" Pot	\$4.43
<i>Aquilegia formosa</i>	Red columbine	10 Cubic Inch Plug	\$2.37
<i>Arctostaphylos uva-ursi</i>	Kinnikinnik	1 Gallon Pot	\$6.97
<i>Arctostaphylos uva-ursi</i>	Kinnikinnik	27 Cubic Inch Plug	\$5.07
<i>Asclepias speciosa</i>	Showy milkweed	1 Gallon Pot	\$6.97
<i>Asclepias speciosa</i>	Showy milkweed	10 Cubic Inch Plug	\$2.37
<i>Asclepias speciosa</i>	Showy milkweed	4" Pot	\$4.43

Exhibit B Prices
Effective 2/15/2024

<i>Balsamorhiza sagittata</i>	Arrowleaf balsamroot	10 Cubic Inch Plug	\$2.37
<i>Epilobium angustifolium</i>	Fireweed	10 Cubic Inch Plug	\$2.37
<i>Epilobium angustifolium</i>	Fireweed	4" Pot	\$4.43
<i>Erigeron linearis</i>	Desert yellow fleabane	10 Cubic Inch Plug	\$2.37
<i>Erigeron linearis</i>	Desert yellow fleabane	4" Pot	\$4.43
<i>Erigeron pumilus</i>	Shaggy fleabane	10 Cubic Inch Plug	\$2.37
<i>Erigeron pumilus</i>	Shaggy fleabane	4" Pot	\$4.43
<i>Erigeron speciosus</i>	Aspen fleabane	10 Cubic Inch Plug	\$2.37
<i>Erigeron speciosus</i>	Aspen fleabane	4" Pot	\$4.43
<i>Eriogonum compositum</i>	Arrowleaf buckwheat	10 Cubic Inch Plug	\$2.37
<i>Eriogonum compositum</i>	Arrowleaf buckwheat	4" Pot	\$4.43
<i>Eriogonum heracleoides</i>	Parsnip-flower buckwheat	10 Cubic Inch Plug	\$2.37
<i>Eriogonum heracleoides</i>	Parsnip-flower buckwheat	4" Pot	\$4.43
<i>Eriogonum niveum</i>	Snow buckwheat	10 Cubic Inch Plug	\$2.37
<i>Eriogonum niveum</i>	Snow buckwheat	4" Pot	\$4.43
<i>Eriogonum sphaerocephalum</i>	Rock buckwheat	10 Cubic Inch Plug	\$2.37
<i>Eriogonum sphaerocephalum</i>	Rock buckwheat	4" Pot	\$4.43
<i>Eriogonum umbellatum</i>	Sulphur-flower buckwheat	10 Cubic Inch Plug	\$2.37
<i>Eriogonum umbellatum</i>	Sulphur-flower buckwheat	4" Pot	\$4.43
<i>Eriophyllum lanatum</i>	Common woolly sunflower	10 Cubic Inch Plug	\$2.37
<i>Eriophyllum lanatum</i>	Common woolly sunflower	4" Pot	\$4.43
<i>Fragaria virginiana</i>	Virginia strawberry	1 Gallon Pot	\$6.97
<i>Fragaria virginiana</i>	Virginia strawberry	10 Cubic Inch Plug	\$2.37
<i>Gaillardia aristata</i>	Common gaillardia	10 Cubic Inch Plug	\$2.37
<i>Gaillardia aristata</i>	Common gaillardia	4" Pot	\$4.43
<i>Heuchera cylindrica</i>	Roundleaf alumroot	10 Cubic Inch Plug	\$2.37
<i>Heuchera cylindrica</i>	Roundleaf alumroot	4" Pot	\$4.43
<i>Iris missouriensis</i>	Rocky mountain iris	1 Gallon Pot	\$6.97
<i>Iris missouriensis</i>	Rocky mountain iris	10 Cubic Inch Plug	\$2.37
<i>Iris missouriensis</i>	Rocky mountain iris	4" Pot	\$4.43
<i>Lewisia (Cistanthe) tweedyi</i>	Tweedy's lewisia	10 Cubic Inch Plug	\$2.37
<i>Lewisia (Cistanthe) tweedyi</i>	Tweedy's lewisia	Anderson Plant Bands	\$4.75
<i>Lewisia columbiana</i>	Columbia lewisia	10 Cubic Inch Plug	\$2.37
<i>Lewisia columbiana</i>	Columbia lewisia	Anderson Plant Bands	\$4.75
<i>Linum lewisii</i>	Prairie flax	10 Cubic Inch Plug	\$2.37
<i>Linum lewisii</i>	Prairie flax	4" Pot	\$4.43
<i>Lupinus polyphyllus</i>	Bigleaf lupine	10 Cubic Inch Plug	\$2.37
<i>Monardella odoratissima</i>	Mountain monardella	10 Cubic Inch Plug	\$2.37

Exhibit B Prices
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<i>Monardella odoratissima</i>	Mountain monardella	4" Pot	\$4.43
<i>Penstemon cardwellii</i>	Cardwell's penstemon	10 Cubic Inch Plug	\$2.37
<i>Penstemon cardwellii</i>	Cardwell's penstemon	Anderson Plant Bands	\$4.75
<i>Penstemon davidsonii</i>	Davidson's penstemon	10 Cubic Inch Plug	\$2.37
<i>Penstemon davidsonii</i>	Davidson's penstemon	Anderson Plant Bands	\$4.75
<i>Penstemon fruticosus</i>	Shrubby penstemon	10 Cubic Inch Plug	\$2.37
<i>Penstemon fruticosus</i>	Shrubby penstemon	Anderson Plant Bands	\$4.75
<i>Penstemon pruinosus</i>	Chelan penstemon	10 Cubic Inch Plug	\$2.37
<i>Penstemon pruinosus</i>	Chelan penstemon	4" Pot	\$4.43
<i>Penstemon venustus</i>	Venus penstemon	10 Cubic Inch Plug	\$2.37
<i>Penstemon venustus</i>	Venus penstemon	4" Pot	\$4.43
<i>Salvia dorrii</i>	Purple sage	1 Gallon Pot	\$6.97
<i>Salvia dorrii</i>	Purple sage	40 Cubic Inch Plug	\$5.07
<i>Sphaeralcea munroana</i>	Munro's globemallow	10 Cubic Inch Plug	\$2.37
<i>Sphaeralcea munroana</i>	Munro's globemallow	4" Pot	\$4.43

State of Washington Contracts & Procurement Division Department of Enterprise Services P.O. Box 41411 Olympia, WA 98504-1411	CONTRACT AMENDMENT	
	Contract No.:	12321
	Amendment No.:	2
Derby Canyon Natives, Inc. 9750 Derby Canyon Rd Peshastin, WA 98847	Effective Date:	September 15, 2024

SECOND AMENDMENT

TO

CONTRACT NO. 12321

NATIVE PLANTS

This Second Amendment ("Amendment") to Contract No. 12321 is made and entered into by and between the State of Washington acting by and through the Department of Enterprise Services, a Washington State governmental agency ("Enterprise Services") and Derby Canyon Natives, Inc; a Washington Corporation ("Contractor") and is dated as of September 15, 2024.

RECITALS

- A. Enterprise Services and Contractor (collectively the "Parties") entered into that certain Contract No. 12321 for Native Plants dated effective as of September 15, 2022 ("Contract").
- B. The Parties previously amended the Contract as follows:
 - (1) Amendment #1 effective February 15, 2024 (replaced *Exhibit A - Included Goods/Services* and *Exhibit B – Prices for Goods/Services*, performed an economic price adjustment, and added Nondiscrimination provision).
- C. The Parties now desire to amend the Contract as follows:
 - (1) Extend the Contract term; and
 - (2) Include a 'pay equality provision' as required by the Washington State Legislature. See [LAWS OF 2023, ch. 475](#), § 919(4).
- D. The amendment set forth herein is within the scope of the Contract.

AGREEMENT

NOW THEREFORE, in consideration of the mutual covenants and agreements set forth herein, the Parties hereby agree to amend the Contract, as previously amended, as follows:

1. **TERM.** The Contract term is amended to extend the term forty-eight (48) months, ending September 14, 2028.

2. PAY EQUALITY. The following provision is added to the end of section 17 (General Provisions) as a new subsection:

17.25 WASHINGTON STATE PAY EQUALITY FOR 'SIMILARLY EMPLOYED' INDIVIDUALS. Contractor represents and warrants that, among Contractor's employees, 'similarly employed' individuals are compensated as equals. For purposes of this provision, employees are similarly employed if the individuals work for the same employer, the performance of the job requires comparable skill, effort, and responsibility, and the jobs are performed under similar working conditions. Job titles alone are not determinative of whether employees are similarly employed. Contractor may allow differentials in compensation for Contractor's workers based in good faith on any of the following: a seniority system; a merit system; a system that measures earnings by quantity or quality of production; a bona fide job-related factor or factors; or a bona fide regional difference in compensation levels. A bona fide job-related factor or factors may include, but is not limited to, education, training, or experience that is: consistent with business necessity; not based on or derived from a gender-based differential; and accounts for the entire differential. A bona fide regional difference in compensation level must be consistent with business necessity; not based on or derived from a gender-based differential; and account for the entire differential. Notwithstanding any provision to the contrary, upon breach of warranty and Contractor's failure to provide satisfactory evidence of compliance within thirty (30) days, Enterprise Services may suspend or terminate this Contract and any Purchaser hereunder similarly may suspend or terminate its use of the Contract and/or any agreement entered into pursuant to this Contract.

3. NO CHANGE OTHER THAN AMENDMENT. Except as amended herein, the Contract is unaffected and remains in full force and effect.
4. INTEGRATED AGREEMENT; MODIFICATION. This Amendment constitutes the entire agreement and understanding of the Parties with respect to the subject matter and supersedes all prior negotiations and representations. In the event of any conflict between this Amendment and the Contract or any earlier amendment, this Amendment shall control and govern. This Amendment may not be modified except in writing signed by the Parties.
5. AUTHORITY. Each party to this Amendment, and each individual signing on behalf of each party, hereby represents and warrants to the other that it has full power and authority to enter into this Amendment and that its execution, delivery, and performance of this Amendment has been fully authorized and approved, and that no further approvals or consents are required to bind such party.
6. ELECTRONIC SIGNATURES. An electronic signature or electronic record of this Amendment or any other ancillary agreement shall be deemed to have the same legal effect as delivery of an original executed copy of this Amendment or such other ancillary agreement for all purposes.
7. COUNTERPARTS. This Amendment may be executed in one or more counterparts, each of which shall be deemed an original, and all of which counterparts together shall constitute the same instrument which may be sufficiently evidenced by one counterpart. Execution of this Amendment at different

times and places by the parties shall not affect the validity thereof so long as all the parties hereto execute a counterpart of this Amendment.

EXECUTED AND EFFECTIVE as of the day and date first above written.

**DERBY CANYON NATIVES,
A WASHINGTON CORPORATION**

By: 
Name: Melissa Asher
Title: President
Date: 9-7-24

**STATE OF WASHINGTON
DEPARTMENT OF ENTERPRISE SERVICES**

By: Theresa Jensen Digitally signed by Theresa Jensen
Date: 2024.09.12 11:32:29 -07'00'
Name: Theresa Jensen
Title: Procurement Supervisor
Date: September 12, 2024