

# FUEL COST ADJUSTMENT AFFIDAVIT

North Dakota Department of Transportation, Construction Services  
SFN 58393 (7-2026)

SP Fuel Cost Adjustment Clause

## Attachment A

|                                                                                                                                                                                                                                                                                                      |                |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|
| PCN                                                                                                                                                                                                                                                                                                  | Project Number |
| The Contractor is not required to notify the Department at the time of submitting bids whether he will or will not participate in the fuel cost adjustment program. The Contractor shall return the affidavit on all Contracts with this Provision even if the Contractor elects not to participate. |                |
| Does your company elect to participate in a fuel adjustment for this contract? (fixed price fuel is not eligible)<br><input type="radio"/> Yes <input type="radio"/> No                                                                                                                              |                |

If yes, provide the total estimated dollars for diesel:

|                            |                          |                                                  |
|----------------------------|--------------------------|--------------------------------------------------|
| Estimated Diesel Fuel Cost | Original Contract Amount | Estimated Diesel Fuel / Original Contract Amount |
|----------------------------|--------------------------|--------------------------------------------------|

May not exceed 10% of the original contract amount.

|                                                                                                                                                                                                                                                                                                                                                            |       |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------|
| Under the penalty of law for perjury of falsification, the undersigned,                                                                                                                                                                                                                                                                                    |       |
| Name                                                                                                                                                                                                                                                                                                                                                       | Title |
| Contractor                                                                                                                                                                                                                                                                                                                                                 |       |
| hereby certifies that the documentation is submitted in good faith, that the information provided is accurate and complete to the best of their knowledge and belief, and that the monetary amount identified accurately reflects the cost for fuel, and that they are duly authorized to certify the above documentation on behalf of the company.        |       |
| Identified costs must be reasonable and justifiable for the project. The Engineer may request information and calculations used by participants to determine estimated diesel fuel costs. Failure to provide required information may result in the Engineer determining the Contractor is not eligible to participate in the fuel cost adjustment clause. |       |
| Legal Signature (sign before a Notary Public or Authorized Officer)                                                                                                                                                                                                                                                                                        | Date  |

### Acknowledgement

|                                                                                     |                    |
|-------------------------------------------------------------------------------------|--------------------|
| State of                                                                            |                    |
| County of                                                                           |                    |
| Signed and sworn to (or affirmed) before me on this day _____<br>(month, day, year) |                    |
| Name of Notary Public or other Authorized Officer (Type or Print)                   | Affix Notary Stamp |
| Signature of Notary Public or other Authorized Officer                              |                    |
| Commission Expiration Date (if not listed on stamp)                                 |                    |