

SELF BOND AND AGREEMENT

Collateral is given by _____ as Principal, to the Arkansas

Name of Principal

Department of Environmental Quality (the Department) with the established penal value of _____ dollars (\$ _____).

WHEREAS, the Principal has applied to the Department for a permit to engage in open-cut mining within the state of Arkansas as required by and in accordance with the Arkansas Open-Cut Land Reclamation Act (the "Act") and the Open-Cut Land Reclamation Regulation (the "Regulation"); and

WHEREAS, the granting of the permit is conditioned on the Principal's giving bond to insure the reclamation of any affected area that has been mined or will be mined;

WHEREAS, the Principal has agreed to grant a security interest in the Collateral described and identified on an attachment to this Bond; and

WHEREAS, where applicable the Department will file a lien or mortgage against the Collateral,

NOW, THEREFORE, the condition of this obligation is such, that if the Principal performs all requirements of the Act, complies with the Regulation, and reclaims all affected lands in accordance with the Act and/or the approved reclamation plan, then this obligation shall be null and void. Failure to comply will result in forfeiture by the Department of the Bond and the Collateral.

The Principal may withdraw the Collateral at any time by filing with the Department a ninety (90) day written notice of its desire to do so, provided; however, that the Collateral shall not be withdrawn without substitution of the Collateral with other collateral of equal or greater value as determined by and acceptable to the Department.

Dated this _____ day of _____, _____

Principal

by _____
Signature of Principal Officer

Name of Principal Officer

Position of Principal Officer

Accepted by the Arkansas Department of Environmental Quality

Representative signature: _____

Name of Representative: _____

Representative Title: _____

Date: _____