

**THIRD PARTY GUARANTEE SELF BOND AND AGREEMENT**

Bond is given by \_\_\_\_\_ as Guarantor, on behalf of  
Name of Guarantor

\_\_\_\_\_, to the Arkansas Department of Environmental Quality (the Name of Operator Department) with the established penal value of \_\_\_\_\_ dollars ( \$ \_\_\_\_\_ ).

**WHEREAS**, the Operator has applied to the Department for a permit to engage in surface coal mining within the state of Arkansas as required by and in accordance with the Arkansas Surface Coal Mining and Reclamation Act (the Act) and the Arkansas Surface Coal Mining and Reclamation Regulation (Regulation No. 20); and

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

**WHEREAS**, the Guarantor has agreed to satisfy the requirements for a Self Bond found in Regulation No. 20 and provide the documentation to the Department for review proving eligibility for the Self Bond; and

**NOW, THEREFORE**, the condition of this obligation is such, that if the Operator 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 Self Bond through the forfeiture procedures detailed in Regulation No. 20.

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Department a ninety (90) day written notice of its desire to do so, provided; however, that the Self Bond shall not be withdrawn without substitution of the Self Bond with an alternate bond instrument of equal or greater value as determined by and acceptable to the Department.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

Guarantor Operator

by \_\_\_\_\_ by \_\_\_\_\_ Signature of Guarantor Officer  
Signature of Operator Officer

Name of Guarantor Officer Name of Operator Officer

Position of Guarantor Officer Position of Operator Officer

Accepted by the Arkansas Department of Environmental Quality

Representative signature: \_\_\_\_\_

Name of Representative: \_\_\_\_\_

Representative Title: \_\_\_\_\_

Date: \_\_\_\_\_