



Statement for Third Party Certificate of Deposit

_____, (herein "Third Party"), hereby deposits with the Department of Mines, Minerals and Energy - Division of Mined Land Reclamation (herein "DMLR") on behalf of the Permittee, _____, the accompanying Certificate of Deposit Number _____ from _____ in the amount of _____ Dollars (\$ _____), made payable to "Commonwealth of Virginia, Director, Division of Mined Land Reclamation" (Interest accrued under said Certificate of Deposit shall be paid directly to the Third Party, who shall assume any and all tax liability for said interest). This amount constitutes the performance bond required for the coal surface mining and reclamation operations to be conducted under Permit Number pursuant to § 45.1-241 of the **Code of Virginia**, as amended, and SubChapter VJ of the **Virginia Coal Surface Mining Reclamation Regulations**.

Upon the faithful and satisfactory compliance by the aforementioned Permittee with its operations plan, including the drainage and reclamation plans, and all other obligations which may be required under Chapter 19, Title 45.1 of the **Code of Virginia**, as amended, and the regulations promulgated thereunder, the Certificate of Deposit shall be returned to the Third Party. In the event that the Permit is revoked and/or the performance bond forfeited pursuant to § 45.1-247 of the **Code of Virginia**, the performance bond shall be utilized by the DMLR in accordance with § 45.1-248 of the **Code of Virginia**, to complete the reclamation plan and other regulatory requirements pertaining to the operation for which the forfeited bond had been posted.

The rights and obligations of all parties under this document shall be subject to, and if necessary adjudicated under the jurisdiction and authority of the Virginia Courts and the laws of the Commonwealth of Virginia.

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Agreed by Permittee:

Permittee:			
Authorized Representative:		Position/Title:	
Signature:		Date:	

Notarization:

Subscribed and sworn/affirmed to before me by _____ this day of _____, 20 _____, in the City/County of _____.

Notary Public's
Signature¹: _____

Notary Registration No. _____

My Commission
Expires:
(Affix Seal) _____

Agreed by Third Party:

Third Party:			
Authorized Representative:		Position/Title:	
Address:			
Signature:		Date:	

Notarization:

Subscribed and sworn/affirmed to before me by _____ this day of _____, 20 _____, in the City/County of _____.

Notary Public's
Signature: _____

Notary Registration No. _____

My Commission
Expires:
(Affix Seal) _____

Accepted by DMLR:

Authorized Representative:		Position:	
Signature:		Date:	

¹ Pursuant to §47.1-15(3) of the Code of Virginia, as amended, the notarial certificate wording must be contained on the same page as the signature being notarized.

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