



**RAILROAD COMMISSION OF TEXAS**  
**SURFACE MINING AND RECLAMATION DIVISION**

1701 N. CONGRESS

CAPITOL STATION - P.O. BOX 12967

AUSTIN, TEXAS 78711-2967

**Surety Bond for Surface Mining Reclamation**

(16 Texas Administrative Code §§11.43 and 11.73)

Permit No.: \_\_\_\_\_

Mine Name: \_\_\_\_\_

Permittee: \_\_\_\_\_

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, the above Principal has submitted to the Railroad Commission of Texas, Surface Mining and Reclamation Division, a Reclamation Plan, as a part of an application for a permit to engage in surface mining, and whereas said permit and plan were approved on the \_\_\_\_ day of \_\_\_\_, \_\_\_\_; and

WHEREAS, the granting of the Permit is conditioned on the Permittee's posting bond to insure the reclamation of the Permit Area;

THAT WE \_\_\_\_, as Principal, and \_\_\_\_ as Surety, are held and firmly bound unto the State of Texas in the full sum of \_\_\_\_ Dollars ( ), for the payment which will and truly be made in Austin, Travis County, Texas, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally by these presents.

NOW, THEREFORE, the conditions of this obligation are such that if the above bound Principal

shall faithfully and fully perform the requirements set forth in the permit issued pursuant to the "Texas Uranium Surface Mining and Reclamation Act" and faithfully and fully perform the requirements set forth in the rules of the Railroad Commission of Texas, Surface Mining and Reclamation Division, pertaining to the reclamation of surface mined lands promulgated in accordance with the provisions of the "Texas Uranium Surface Mining and Reclamation Act" (Texas Natural Resources Code, Chapter 131) and the "Administrative Procedure Act" (Texas Government Code, Chapter 2001) as now or hereafter amended, and faithfully fulfill all obligations under aforementioned Reclamation Plan, then this obligation shall be void; otherwise of full force and effect.

And the Surety to this bond, for value received, agrees that no amendment to existing laws, rules or regulations, no adoption of new laws, rules or regulations and no modification of the Reclamation Plan shall in any way alleviate its obligation on this bond, and it does hereby waive notice of any such amendment, adoption, or modification.

The Surety further agrees to give prompt notice to the Permittee and to the Railroad Commission: (1) of any notice received or action filed alleging the insolvency or bankruptcy of the Surety or which could result in suspension or revocation of the Surety's license to do business; and (2) if it becomes unable to fulfill its obligations under the bond.

It is agreed that this bond shall be in full force and effect for the duration of the reclamation obligation on the land affected by the Reclamation Plan, or substituted therefore, or until the operator is otherwise relieved of its obligation by order of the Railroad Commission of Texas.

It is further agreed that upon the incapacity of the Surety by reason of bankruptcy, insolvency or suspension or revocation of its license, the permittee shall be deemed to be without bond coverage in violation of the permit and shall discontinue surface uranium mining operations until a new performance bond coverage is approved.

IN WITNESS WHEREOF, the Principal and Surety have caused these presents to be duly signed and sealed this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Principal

\_\_\_\_\_  
Surety

\_\_\_\_\_  
Address

\_\_\_\_\_  
Address

\_\_\_\_\_  
Title

\_\_\_\_\_  
Title

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

Attest: \_\_\_\_\_

Attest: \_\_\_\_\_

Accepted \_\_\_\_\_

\_\_\_\_\_  
CHAIRMAN

\_\_\_\_\_  
COMMISSIONER

\_\_\_\_\_  
COMMISSIONER

Attest: \_\_\_\_\_