DEPARTMENT OF CONSERVATION
OFFICE OF MINE RECLAMATION

and the

COUNTY/CITY OF _____________________

RECLAMATION PERFORMANCE BOND
INCREASE/DECREASE RIDER

To be attached to and form a part of Surety Company Bond No. ___________________, written by _________________________________________________________________ as SURETY, on behalf of _________________________________________________________________ as PRINCIPAL, in the penal sum of _________________________________________________________________ DOLLARS ($_____________________), in favor of the County/City of _____________________ and, in the alternative, the Department of Conservation, Office of Mine Reclamation, and, in the alternative, the ______________________________________ (Third Party Public Agency) and executed on _________________________.

Whereas, the County/City of _____________________ issued approval of a surface mining and reclamation project, Permit No. ___________________, dated on ____________________, and renewals and revisions numbered and dated ________________________________ pursuant to the application of the Principal;

OR

Whereas, either the County/City of _____________________ or, in the alternative, the State Mining and Geology Board approved reclamation plan No. __________________, dated on ______________________, and renewals and revisions numbered and dated ________________________________ pursuant to the application of the Principal;

and

Whereas, said bond and rider shall cover any and all land affected or to be affected by the mining operation under the above mentioned permit and reclamation plan or the reclamation plan, and revisions and renewals since the date of the issuance of the permit and reclamation plan or the reclamation plan,

Now, therefore, the amount of this bond is increased/decreased by ________________ Dollars ($_____________________), to a total penal sum of _____________________________ Dollars ($_______________________), to cover the additional/reduced cost of reclaiming all affected lands for the payment of which sum we hereby jointly and severally bind ourselves, our successors and assigns. It is further understood and agreed that all other terms and conditions of this bond shall remain unchanged.
IN WITNESS THEREOF, the Principal and Surety have hereunto set their signatures and seals as of the dates set forth below.

**PRINCIPAL**

Date __________________ _______________________________________________

(Company - Permittee [Principal])

By:_______________________________________________

(Corporate Officer/Partners/Sole Proprietor)

(Seal)

Typed or Printed Name

Title:_______________________________________________

**SURETY**

I declare, under penalty of perjury, under the laws of the State of California, that I have executed the foregoing rider under an unrevoked Power of Attorney.

By:_______________________________________________

(Signature of Attorney-in-Fact for Surety)

(Seal)

Typed or Printed Name

Title:_______________________________________________

Executed in __________________________________ on ________________________ under (City and State) (Date) the laws of the State of California.

(Note: Where one signs by virtue of a Power of Attorney for a Surety Company, such fully executed Power of Attorney must be filed with this bond.)
ACKNOWLEDGMENT OF PERMITTEE

State of _______________  SS.
County of _______________  

On this ___ of ____________, in the year _____, before me, __________________________ (name and quality of officer), personally appeared __________________________, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

__________________________  L.S.
Notary’s Signature
My Commission Expires: ________

ACKNOWLEDGMENT OF SURETY

State of _______________  SS.
County of _______________  

On this ___ of ____________, in the year _____, before me, __________________________ (name and quality of officer), personally appeared __________________________, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

__________________________  L.S.
Notary’s Signature
My Commission Expires: ________

NOTE: Please identify the agent acting on behalf of the surety, if applicable.

AGENT________________________________________________________PHONE________________________
ADDRESS____________________________________________________________________________________