APPLICATION FOR SELF-BONDING (PERMITTEE GUARANTOR)

PUBLIC SERVICE COMMISSION
RECLAMATION DIVISION
SFN 17735 (Rev. 1-2010)

Permittee	
Permit Number	Self-Bond Number

The Permittee/Guarantor must provide the following information:

1. Identification of Permittee/Guarantor:

(a) For Corporations ONLY:

Name		Telephone Number	
Address	City	State	Zip Code
State of Incorporation	Principal Place of Business		
Name, Title and Authority of Person Signing This Application			
If Corporation Is A Wholly Owned Subsidiary Or If More Than 10% Of Stock Is Owned By One Enterprise, Detail Ownership			

(b) For ALL OTHER Forms of Business Enterprises:

Name		Telephone Number	
Address	City	State	Zip Code
Statement of Enterprise Organization			
Law of State Under Which Enterprise Formed			
Principal Place Of Business			
Relationship And Authority Of Person Signing This Application			

2. Attach as Appendix I a copy of the corporate authorization demonstrating that it may guarantee the Self-Bond and execute the Indemnity Agreement.

3. Attach as Appendix II an affidavit certifying that the Self-Bond and Indemnity Agreement executed by the Permittee/Guarantor is valid under all applicable federal and state laws.

4. Attach as Appendix III a brief description and chronological history of those operations of the Permittee/Guarantor conducted within the last five (5) years that would demonstrate a continuous operation.

5. Attach as Appendix IV audited financial statements using standard accounting practices, in detail, to include:

   (a) The Permittee's/Guarantor's Balance Sheet for the most recently completed fiscal year;

   (b) The Permittee's/Guarantor's Income Statement for the most recently completed fiscal year;

   (c) A report for the most recently completed fiscal year containing a Certified Public Accountant's audit opinion of the balance sheet and income statement with no adverse opinion;

   (d) Unaudited financial statements for completed quarters in the current fiscal year; and

   (e) Any additional pertinent information that the Commission may request.

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6. Attach as Appendix V financial information in sufficient detail to show that the Permittee/Guarantor meets one or more of the following criteria:

   (a) The Permittee/Guarantor has a current rating for its most recent bond issuance of "A" or higher as issued by either Moody's Investor Service or Standard and Poor's Corporation or an equivalent rating by any other nationally recognized statistical rating organization that has been determined to be acceptable to the Commission (identify the rating service together with any further breakdown of specific ratings);

   (b) The Permittee/Guarantor has a tangible net worth of at least $10 million, a ratio of total liabilities to net worth of 2.5 times or less, and a ratio of current assets to current liabilities of 1.2 times or greater; or

   (c) The Permittee's/Guarantor's fixed assets in the United States total at least $20 million, and the guarantor has a ratio of total liabilities to net worth of 2.5 times or less, and a ratio of current assets to current liabilities of 1.2 times or greater.

7. List the dollar value of this proposed self-bond plus all other outstanding and proposed self-bonds for any mining and reclamation operation in the United States provided by the Permittee/Guarantor $_____ .

8. Tangible net worth of the Permittee/Guarantor in the United States $ _____ .

9. (a) Total amount of Bond required for the above listed Permit determined by the Commission in accordance with NDAC 69-05.2-12-07(1): _____ .

   (b) Amount which is proposed to be under a self-bond: _____ .

   (This plus all other outstanding and proposed self-bonds may not exceed 25% of a Permittee's/Guarantor's tangible net worth in the United States.)

10. Attach as Appendix VI the Self-Bond executed by the Permittee/Guarantor.

11. Attach as Appendix VII the Indemnity Agreement executed by the Permittee/Guarantor.

12. Registered office for service on the Permittee/Guarantor of notices, processes, or demands:

Name		Telephone Number	
Address	City	State	Zip Code

(Any change in the registered office must be filed immediately with the Public Service Commission)

13. Registered Agent for service on the Permittee/Guarantor of notices, process, or demands:

Name		Telephone Number	
Address	City	State	Zip Code

(Any change in the registered agent must be filed immediately with the Public Service Commission)

_____

I am an official authorized to represent the Permittee/Guarantor for the foregoing application to self-bond and have read the application and fully know the contents thereof. All statements contained in the application to self-bond are true and correct to my best knowledge and belief.

By (Signature of President or Authorized Officer)	
Name	Title
Date	

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STATE OF NORTH DAKOTA)
) ss.
COUNTY OF _____)

On this _____ day of _____, 20____, before me personally appeared _____

_____, known to me to be the _____

of _____, the Permittee/Guarantor described in this instrument and severally

acknowledged to me that he has executed on its behalf.

_____
Notary Public

My Commission Expires_____

(SEAL)

County of _____

State of _____