Request for Solid Waste Permit Transfer or Name Change Form

version 1.13

(Submission #: HQC-RGW3-YWBHC, version 1)

Details

Submitted	6/25/2025 (0 days ago) by Anna Grace Foreman
Reference #	0264-S
Submission ID	HQC-RGW3-YWBHC
Submission Reason	Permit Transfer
Submission Assigned Staff	Michael Marchman
Status	Submitted

Fees

Class 4 Permit Transfer Fee	$1,000.00
Payments/Adjustments	$0.00
Balance Due	$1,000.00 (Due)

Form Input

Type of Request

Type of Request
Transfer

AFIN
5300029

Permit Number
0264-S

Current Facility Name
Perry County Landfill

New Facility Site Name and Address; Required if Current Listing is Inadequate

New Facility Site Name
Perry County Landfill

Alternate Name of Facility
Casa Landfill

Site Address - If you do not have a 911 site address and are in a 911 area, you will be required to obtain one when submitting a transfer or name change.
115 Casa Aplin Avenue
Casa, AR 72025

New Invoice Mailing Address (If Changed)

Mailing Address of the Facility
P.O. Box 11840

Russellville, AR 72812

Invoice Phone Number of the Facility
4799681149

Owner ID and Owner Name (If Changed)

Current Owner ID
NONE PROVIDED

Current Owner Name
Perry County

New Owner ID
NONE PROVIDED

New Owner Name
Blackstone Construction, LLC

Transfer Station General Permit NOI Requirement

Transfer Station NOI submittal
NONE PROVIDED
Comment
NONE PROVIDED

Attach Documents

Attach required documentation
(3) 2024-08-21 Warranty Deed - Perry County Landfill, Perryville AR.pdf - 06/25/2025 05:10 PM
(4) Blackstone Disclosure Statement (signed).pdf - 06/25/2025 05:10 PM
(5) Landfill Bond .pdf - 06/25/2025 05:10 PM
Comment
NONE PROVIDED

Attachments

Date	Attachment Name	Context	User
6/25/2025 5:10 PM	(3) 2024-08-21 Warranty Deed - Perry County Landfill, Perryville AR.pdf	Attachment	Anna Grace Foreman
6/25/2025 5:10 PM	(4) Blackstone Disclosure Statement (signed).pdf	Attachment	Anna Grace Foreman
6/25/2025 5:10 PM	(5) Landfill Bond .pdf	Attachment	Anna Grace Foreman

Status History

	User	Processing Status
5/21/2025 11:46:29 AM	Anna Grace Foreman	Draft

	User	Processing Status
6/25/2025 5:14:17 PM	Anna Grace Foreman	Submitting
6/25/2025 5:14:35 PM	Anna Grace Foreman	Submitted

2024R-066366
FILED/RECORDED
RENEE RAINEY
CIRCUIT CLERK & RECORDER
08/28/2024 09:47 AM
PERRY COUNTY, AR

This Instrument Prepared By:
BRANSCUM LAW OFFICES
Post Office Box 587
Perryville, AR 72126

WARRANTY DEED

KNOW ALL BY THESE PRESENTS:

PERRY COUNTY, ARKANSAS, hereinafter called GRANTOR, by its undersigned County Judge, Larry Blackmon, for and in consideration of the sum of TEN DOLLARS ($10.00) and other good and valuable consideration, paid by **Blackstone Construction, LLC**, hereafter called GRANTEE, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto the said GRANTEE, and unto its successors and assigns forever, the following lands lying in the County of Perry and State of Arkansas:

Part of the NW1/4, of the SE1/4, of the NE1/4 of Section 8, T4N, R19W, Perry County, Arkansas, more specifically described as follows:

Starting at the NW Corner of the SE1/4, NE1/4; go South 0 degrees, 0 minutes, 0 seconds West a distance of 417.42 feet to the Point of beginning; thence go North 89 degrees, 54 minutes, 32 seconds East a distance of 417.42 feet, thence go South 0 degrees, 0 minutes 0 seconds West a distance of 208.71 feet, thence go South 89 degrees, 54 minutes, 32 seconds West a distance of 417.42 feet, thence go North 9 degrees, 0 minutes, 0 seconds a distance of 208.71 feet to the point of beginning, containing 2.0 acres, more or less.

AND

Part of the Northwest Quarter of the Southeast Quarter of the Northeast Quarter of Section 8, Township 4 North, Range 19 West, more specifically described as follows:

Beginning at the Northwest Corner of the Southeast Quarter of the Northeast Quarter; go North 89 degrees 54'32" East a distance of 417.42 feet; thence South 00 degrees 00'00" West a distance of 417.72 feet; thence South 89 degrees 54'32" West a distance of 417.42 feet; thence North 00 degrees 00'00" East a distance of 417.42 feet to the Point of Beginning, containing 4.0 acres more or less.

SUBJECT TO ALL PRIOR RESTRICTIONS, EASEMENTS AND RESERVATIONS OF RECORD. SUBJECT ALSO TO ALL RESTRICTIONS, RESERVATIONS, LEASES AND CONVEYANCES OF OIL, GAS AND OTHER MINERALS ON THIS LAND AND THIS DEED DOES NOT WARRANT TITLE TO ANY OIL, GAS OR OTHER MINERAL RIGHTS. (The description of this property having been provided by the Grantor herein.)

TO HAVE AND TO HOLD the same unto the said GRANTEE, and unto its successors and assigns, with all appurtenances thereunto belonging.

And GRANTOR hereby covenants with the said GRANTEE, that it will forever warrant and defend the title to said lands against all lawful claims whatever.

IN TESTIMONY WHEREOF, the name of the GRANTOR is hereunto affixed by its County Judge on this 21 day of August 2024.

PERRY COUNTY, ARKANSAS

BY: _____
Larry Blackmon, County Judge

ACKNOWLEDGMENT

STATE OF ARKANSAS)
SS
COUNTY OF Perry)

On this day, before me, Mary Ann Reed, a Notary Public, duly commissioned, qualified and acting, within and for said County and State, appeared in person the within named, **Larry Blackmon**, being the person authorized by Perry County, Arkansas, to execute such instrument, stating his respective capacity in that behalf, to me personally well known (or satisfactorily proven to be such person), who stated they he is the County Judge of **PERRY COUNTY, ARKANSAS**, and are duly authorized in his respective capacity to execute the foregoing instrument for and in the name and behalf of Perry County, Arkansas, and further stated and acknowledged that he had so signed, executed, and delivered said foregoing instrument for the considerations, uses, and purposes therein mentioned and set forth.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal this 21 day of August 2024.

My Commission Expires:
6-4-2034

(SEAL) MARY ANN REED
OFFICIAL SEAL - NOTARY PUBLIC
PERRY COUNTY ARKANSAS
COMMISSION # 00002113
MY COMMISSION EXPIRES 6-04-2034

_____
NOTARY PUBLIC

ENVIRONMENTAL QUALITY

DISCLOSURE STATEMENT

Instructions for the completion of this document:

A. Individuals, firms, or other legal entities with no changes to a DEQ Disclosure Statement, complete items I through III and XVI.

B. Individuals who never submitted a DEQ Disclosure Statement, complete items I through II, IV, V, and XIV through XVI.

C. Firms or other legal entities who never submitted a DEQ Disclosure Statement, complete items I through III, and IV through XVI.

IF NOT SUBMITTING BY EPORTAL, MAIL ORIGINAL TO:

Arkansas Energy & Environment,
Division of Environmental Quality,
Office of Water Quality
Disclosure Statement
5301 Northshore Drive,
North Little Rock, AR 72118-5317

I. APPLICANT INFORMATION

APPLICANT NAME: Blackstone Construction, LLC

STREET ADDRESS: 444 Hedgepath Road

CITY: Russellville **STATE:** AR **ZIP CODE:** 72802

II. APPLICANT CATEGORY

APPLICANT TYPE:
- ☐ INDIVIDUAL
- ☑ OTHER LEGAL ENTITY

REASON FOR SUBMISSION:
- ☑ PERMIT
- ☐ CERTIFICATION
- ☐ OPERATIONAL AUTHORITY
- ☐ LICENSE
- ☐ MODIFICATION
- ☐ NEW APPLICATION
- ☐ RENEWAL APPLICATION
  (If no changes from previous disclosure statement, complete number III and XVI.)

PROGRAMS:
- ☐ AIR
- ☐ MINING
- ☐ HAZARDOUS WASTE
- ☑ WATER
- ☐ SOLID WASTE
- ☐ REGULATED STORAGE TANK
- ☐ USED TIRE PROGRAM

III. DECLARATION OF NO CHANGES

The violation history, experience and credentials, involvement in current or pending environmental lawsuits, civil, and criminal, have not changed since the last Disclosure Statement that was filed with DEQ on _____.

IV. Describe the experience and credentials of the Applicant, including the receipt of any past or present permits, licenses, certifications, or operational authorization relating to environmental regulation. (Attach additional pages, if necessary.)

Blackstone Permits:

Facility Name	AFIN	PERMIT #	Permit Type	Status	City/County
BLACKSTONE CONSTRUCTION, LLC	58-00839	5256-W	Land Appl. Industrial	Voided	Russellville/Pope
"BLACKSTONE CONSTRUCTION, LLC "	58-00839	5256-WR-1	Land Appl. Industrial	Voided	Russellville/Pope
"BLACKSTONE CONSTRUCTION, LLC "	58-00839	5256-WR-2	Land Appl. Industrial	Active	Russellville/Pope
"BLACKSTONE CONSTRUCTION, LLC "	88-00717	1912-AGP-035	Minor Source Air	Voided	Russellville/Pope
"BLACKSTONE CONSTRUCTION, LLC "	88-01010	1912-AGP-071	Minor Source Air	Active	Russellville/Pope
"BLACKSTONE CONSTRUCTION, LLC "	88-01661	1912-AGP-117	Minor Source Air	Active	Mena/N.E.C

V. List and explain all civil or criminal legal actions by government agencies involving environmental protection laws or regulations against the Applicant* in the last ten (10) years including:

A. Administrative enforcement actions resulting in the imposition of sanctions

B. Permit or license revocations or denials issued by any state or federal authority

C. Actions that have resulted in a finding or a settlement of a violation

D. Pending actions

(Attach additional pages, if necessary.)

N/A

*Firms or other legal entities shall also include this information for all persons and legal entities identified in sections VI through XIV of this Disclosure Statement.

VI. List all officers of the Applicant. (Add additional pages, if necessary.)

OFFICER NAME: Luke Duffield
JOB TITLE: Incorporator/ Organizer/Reg Agent
STREET ADDRESS: 444 HEDGEPATH RD
CITY: RUSSELLVILLE **STATE:** AR **ZIP CODE:** 72801

OFFICER NAME: Kent Dollar
JOB TITLE: CPA, PA, Tax Preparer
STREET ADDRESS: 444 HEDGEPATH ROAD
CITY: RUSSELLVILLE **STATE:** AR **ZIP CODE:** 72801

OFFICER NAME: _____
JOB TITLE: _____
STREET ADDRESS: _____
CITY: _____ **STATE:** _____ **ZIP CODE:** _____

VII. List all directors of the Applicant. (Add additional pages, if necessary.)

DIRECTOR NAME: _____
JOB TITLE: _____
STREET ADDRESS: _____
CITY: _____ **STATE:** _____ **ZIP CODE:** _____

DIRECTOR NAME: _____
JOB TITLE: _____
STREET ADDRESS: _____
CITY: _____ **STATE:** _____ **ZIP CODE:** _____

DIRECTOR NAME: _____
JOB TITLE: _____
STREET ADDRESS: _____
CITY: _____ **STATE:** _____ **ZIP CODE:** _____

VIII. List all partners of the Applicant. (Add additional pages, if necessary.)

PARTNER NAME: _____
JOB TITLE: _____
STREET ADDRESS: _____
CITY: _____ **STATE:** _____ **ZIP CODE:** _____

PARTNER NAME: _____

JOB TITLE: _____

STREET ADDRESS: _____

CITY: _____ **STATE:** _____ **ZIP CODE:** _____

PARTNER NAME: _____

JOB TITLE: _____

STREET ADDRESS: _____

CITY: _____ **STATE:** _____ **ZIP CODE:** _____

IX. List all persons employed by the Applicant in a supervisory capacity or with authority over operations of the facility subject to this application. (Add additional pages, if necessary.)

EMPLOYEE NAME: Anna Grace Foreman

JOB TITLE: Enviromental Specialist

STREET ADDRESS: 444 Hedgepath Road

CITY: Russellville **STATE:** AR **ZIP CODE:** 72802

EMPLOYEE NAME: _____

JOB TITLE: _____

STREET ADDRESS: _____

CITY: _____ **STATE:** _____ **ZIP CODE:** _____

EMPLOYEE NAME: _____

JOB TITLE: _____

STREET ADDRESS: _____

CITY: _____ **STATE:** _____ **ZIP CODE:** _____

X. List all persons or legal entities, who own or control more than five percent (5%) of the Applicant's debt or equity. (Add additional pages, if necessary.)

INDIVIDUAL/ENTITY NAME: Luke Duffield

JOB TITLE: Incorporator/Organizer/ Reg Agent

STREET ADDRESS: 444 Hedgepath Road

CITY: Russellville **STATE:** AR **ZIP CODE:** 72802

ORGANIZATIONAL RELATIONSHIP:

Owner

INDIVIDUAL/ENTITY NAME: _____

JOB TITLE: _____

STREET ADDRESS: _____

CITY: _____ **STATE:** _____ **ZIP CODE:** _____

ORGANIZATIONAL RELATIONSHIP:

INDIVIDUAL/ENTITY NAME: _____

JOB TITLE: _____

STREET ADDRESS: _____

CITY: _____ **STATE:** _____ **ZIP CODE:** _____

ORGANIZATIONAL RELATIONSHIP:

XI. List all legal entities, in which the Applicant holds a debt or equity interest of more than five percent (5%). (Add additional pages, if necessary.)

ENTITY NAME: _____

JOB TITLE: _____

STREET ADDRESS: _____

CITY: _____ **STATE:** _____ **ZIP CODE:** _____

ORGANIZATIONAL RELATIONSHIP:

ENTITY NAME: _____

JOB TITLE: _____

STREET ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____

ORGANIZATIONAL RELATIONSHIP:

ENTITY NAME: _____

JOB TITLE: _____

STREET ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____

ORGANIZATIONAL RELATIONSHIP:

XII. List any parent company of the Applicant. Describe the parent company's ongoing organizational relationship with the Applicant. (Add additional pages, if necessary.)

COMPANY NAME: _____

STREET ADDRESS: _____

CITY: _____ STATE: _____ ZIP CODE: _____

ORGANIZATIONAL RELATIONSHIP:

XV. List all federal environmental agencies and any other environmental agencies outside this state that have or have had regulatory responsibility over the Applicant. (Attach additional pages, if necessary.)

OSHA
EPA

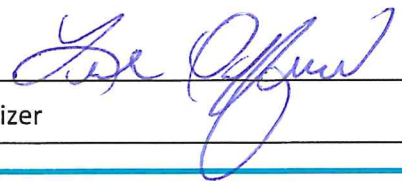
XVI. VERIFICATION AND ACKNOWLEDGMENT

The Applicant agrees to provide any other information the DEQ Chief Administrator may require at any time to comply with the provisions of the Disclosure Law and any rules promulgated thereto. The Applicant further agrees to provide the DEQ with any changes, modifications, deletions, additions or amendments to any part of this Disclosure Statement as they occur by filing an amended Disclosure Statement.

Deliberate falsification or omission of relevant information from disclosure statements shall be grounds for civil or criminal enforcement action or administrative denial of a permit, license, certification or operational authorization.

SKIP THIS SECTION IF SUBMITTING WITH CROMERR-APPROVED SIGNATURE ON EPORTAL

I, Luke Duffield, certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violation.

APPLICANT SIGNATURE: 

JOB TITLE: Incorporator/Organizer **DATE:** 06/4/2025

Surety Bond No. [redacted]
Permit No. 0264-S4

SURETY BOND GUARANTEEING PAYMENT

Date Bond Executed: January 22, 2025 Effective Date: January 22, 2025

Principal: Blackstone Construction, LLC

Type of Organization: LLC

State of Incorporation: Arkansas

Surety(ies): Westfield Insurance Company
P.O. Box 5001 Westfield Center, OH 44251-5001

Solid Waste Permit Number, Arkansas Facility Identification Number (AFIN), Consent Administrative Order (CAO), [if applicable], name, address, and closure and/or post-closure amount(s) for each facility guaranteed by this bond (indicate closure and post-closure amounts separately):

Total penal sum of bond: $84,796.37

Surety's Bond Number: [redacted]

KNOW ALL PERSONS BY THESE PRESENT, that we, Blackstone Construction, LLC, P.O. Box 11840 Russellville, AR 72812 as Principal, and Westfield Insurance Company, P.O. Box 5001 Westfield Center, OH 44251-5001 as Surety, and licensed to do business in the State of Arkansas, hereinafter called Surety, are held and firmly bound unto the Arkansas Department of Energy and Environment, Division of Environmental Quality (hereinafter called DEQ), in the amount of

Eighty Four Thousand Seven Hundred Ninety Six and 37/100ths (dollars) ($84,796.37),

for the payment whereof Principal and Surety bind themselves, their heirs, executors, administrators, successors, and assigns, jointly and severally, firmly by these present.

WHEREAS, said Principal is required, under the Arkansas Solid Waste management Act as amended, to have a permit, a consent administrative order, and/or a closure plan to operate each solid waste management facility identified above, and

WHEREAS, said Principal has been issued permit number 0264-S4 in the name of (insert complete name and address on permit) Perry County Class 4 Landfill

to operate a solid waste management facility, and

HOOOIBCB.mm

SCANNED
MAR 19 2025
MAILROOM

WHEREAS, said Principal is required to provide financial assurance for closure, post-closure and/or corrective action as a condition of the permit or CAO;

WHEREAS, said Principal shall establish a standby trust fund as is required when a surety bond is used to provide such financial assurance;

NOW, THEREFORE, the conditions of the obligation are such that if the Principal shall faithfully, before the beginning of final closure of each facility identified above, fund the standby trust fund in the amount(s) identified above for the facility,

OR, if the Principal shall fund the standby trust fund in such amount(s) within 15 days after a final order to begin closure is issued by the DEQ Director or a ***U.S. district court*** or other court of competent jurisdiction,

OR, if the Principal shall provide alternate financial assurance, as specified in Regulation 22.1402(b), 22.1403(b), or 22.1404(b), as applicable, and obtain the Director's written approval of such assurance, within 90 days after the date notice of cancellation is received by both the Principal and the Director from the Surety(ies), then this obligation shall be null and void; otherwise it is to remain in full force and effect.

The Surety(ies) shall become liable on this bond obligation only when the Principal has failed to fulfill the conditions described above. Upon notification by the Director that the Principal has failed to perform as guaranteed by this bond, the Surety(ies) shall place funds in the amount guaranteed for the facility(ies) into the standby trust fund as mandated by the Director.

The liability of the Surety(ies) shall not be discharged by any payment or succession of payments hereunder, unless and until such payment or payments shall amount in the aggregate to the penal sum of the bond, but in no event shall the obligation of the Surety(ies) hereunder exceed the amount of said penal sum.

The Surety(ies) may cancel the bond by sending notice of cancellation by certified mail to the owner or operator and to the Director one hundred twenty (120) days in advance of cancellation.

The Principal may terminate this bond by sending written notice to the Surety(ies), provided, however, that no such notice shall become effective until the Surety(ies) receive(s) written authorization for termination of the bond by the Director.

Principal and Surety(ies) hereby agree to adjust the penal sum of the bond yearly so that it guarantees a new closure and/or post-closure amount, provided that the penal sum does not increase by more than the annual inflation rate and no decrease in the penal sum takes place without the written permission of the Director.

For any and all disputes arising out of, in connection with, or relating to this Surety Bond, the Principal and Surety expressly agree and consent that the exclusive jurisdiction and venue for any proceeding shall be in Pulaski County Circuit Court for the State of Arkansas in Little Rock,

Arkansas, and the Principal and Surety waive any argument that the venue in such a forum is not convenient and any rights under any Federal or State law establishing jurisdiction or venue in another forum.

In Witness Whereof, the Principal and Surety(ies) have executed this Financial Guarantee Bond and have affixed their seals on the date set forth above.

The persons whose signatures appear below hereby certify that they are authorized to execute this surety bond on behalf of the Principal and Surety(ies) and that the wording of this surety meets the approval of the DEQ Director.

Signed and sealed this 22nd day of January, 19 2025.

Blackstone Construction, LLC **PRINCIPAL**

(Signature(s)) _____

(Name(s)) Luke Duffield

(Title(s)) Incorporator / Organizer

(Corporate Seal) _____

CORPORATE SURETY (IES)

(Name and address) Westfield Insurance Company P.O. Box 5001 Westfield Center, OH 44251-5001

State of Incorporation: Ohio

Liability Limit $ 35,853,000.00

(Signature(s)) _____

(Name(s) and Title(s)) Mary Ann Justice, Attorney-In-Fact

Corporate Seal: _____

(For every co-surety, provide signature(s), corporate seal, and other information in the same manner as for Surety above.)

Bond Premium $ 1,272.00

(Witness)

Lisa McClure
(Witness)

Countersigned:

Marty C. Clark
Arkansas Licensed Resident Agent

Marty C. Clark

General
Power
of Attorney

CERTIFIED COPY

POWER NO. [redacted]

Westfield Insurance Co.
Westfield National Insurance Co.
Ohio Farmers Insurance Co.

Westfield Center, Ohio

Know All Men by These Presents, That WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, corporations, hereinafter referred to individually as a "Company" and collectively as "Companies," duly organized and existing under the laws of the State of Ohio, and having its principal office in Westfield Center, Medina County, Ohio, do by these presents make, constitute and appoint

SCOTT R. CLARK, MARTY C. CLARK, SHANNON C. SCHMIDLY, ELIZABETH A. SOLOMON, MARY ANN JUSTICE, LISA MCCLURE, PAXTON CLARK, GRAVES SCHMIDLY, SUZANNE NIEDZWIEDZ, JOINTLY OR SEVERALLY

of **FORT SMITH** and State of AR its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver **any and all bonds, recognizances, undertakings, or other instruments or contracts of suretyship in any penal limit.** - - -

RIDER TO CHANGE AMOUNT
OF SURETYSHIP

FOR USE ON BONDS
OTHER THAN FIDELITY

To be attached to and form part of

Landfill Bond
(TYPE OF BOND)

No [redacted]

issued by

☒ WESTFIELD INSURANCE COMPANY
☐ WESTFIELD NATIONAL INSURANCE COMPANY
☐ OHIO FARMERS INSURANCE COMPANY

in favor of

Arkansas Department of Energy and Environment, Division of Environmental Quality

Obligee on behalf of Blackstone Construction, LLC

Principal in the amount of Eighty Four Thousand Seven Hundred Ninety Six and 37/100ths

Dollars ($ 84,796.37), effective the 22nd day of January, 2025.

It is hereby agreed that effective the 17th day of February, 2025, the amount of this bond shall be Increased (increased/decreased) to (New Amount)

Eighty Eight Thousand Four Hundred Twenty One and 62/100ths

Dollars ($ 88,421.62 (New Amount)).

The Surety's liability prior to the effective date of the change in amount shall not exceed

Eighty Four Thousand Seven Hundred Ninety Six and 37/100ths (Previous Amount)

Dollars ($ 84,796.37 Previous Amount), and after said date shall not exceed

Eighty Eight Thousand Four Hundred Twenty One and 62/100ths (New Amount)

Dollars ($ 88,421.62 (New Amount)).

However, the Surety's liability shall not be cumulative or in any event exceed in the aggregate the larger amount.

SIGNED AND DATED this 17th day of February, 2025.

ACCEPTED:

Arkansas Department of Energy and Environment, Division of Environmental Quality
Obligee

By _____
Title

Blackstone Construction, LLC
Principal

By: _____
Principal

☒ WESTFIELD INSURANCE COMPANY
☐ WESTFIELD NATIONAL INSURANCE COMPANY
☐ OHIO FARMERS INSURANCE COMPANY

By _____
Mary Ann Justice — Attorney-in-Fact

General
Power
of Attorney

CERTIFIED COPY

POWER NO. [redacted]

Westfield Insurance Co.
Westfield National Insurance Co.
Ohio Farmers Insurance Co.

Westfield Center, Ohio

Know All Men by These Presents, That WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, corporations, hereinafter referred to individually as a "Company" and collectively as "Companies," duly organized and existing under the laws of the State of Ohio, and having its principal office in Westfield Center, Medina County, Ohio, do by these presents make, constitute and appoint

SCOTT R. CLARK, MARTY C. CLARK, SHANNON C. SCHMIDLY, ELIZABETH A. SOLOMON, MARY ANN JUSTICE, LISA MCCLURE, PAXTON CLARK, GRAVES SCHMIDLY, SUZANNE NIEDZWIEDZ, JOINTLY OR SEVERALLY

of **FORT SMITH** and State of **AR** its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver **any and all bonds, recognizances, undertakings, or other instruments or contracts of suretyship in any penal limit.**

LIMITATION: THIS POWER OF ATTORNEY CANNOT BE USED TO EXECUTE NOTE GUARANTEE, MORTGAGE DEFICIENCY, MORTGAGE GUARANTEE, OR BANK DEPOSITORY BONDS.

and to bind any of the Companies thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate seal of the applicable Company and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises. Said appointment is made under and by authority of the following resolution adopted by the Board of Directors of each of the WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY:

"Be It Resolved, that the President, any Senior Executive, any Secretary or any Fidelity & Surety Operations Executive or other Executive shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

The Attorney-in-Fact. may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements of indemnity and other conditional or obligatory undertakings and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed by the President and sealed and attested by the Corporate Secretary."

"Be it Further Resolved, that the signature of any such designated person and the seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signatures or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached." (Each adopted at a meeting held on February 8, 2000).

In Witness Whereof, WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY have caused these presents to be signed by their **National Surety Leader** and **Senior Executive** and their corporate seals to be hereto affixed this **27th** day of **JANUARY** A.D., **2023** .

Corporate Seals Affixed

WESTFIELD INSURANCE COMPANY
WESTFIELD NATIONAL INSURANCE COMPANY
OHIO FARMERS INSURANCE COMPANY

By: **Gary W. Stumper,** *National Surety Leader and Senior Executive*

State of Ohio
County of Medina ss.:

On this **27th** day of **JANUARY** A.D., **2023** , before me personally came **Gary W. Stumper** to me known, who, being by me duly sworn, did depose and say, that he resides in **Medina, OH;** that he is **National Surety Leader** and **Senior Executive** of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, the companies described in and which executed the above instrument; that he knows the seals of said Companies; that the seals affixed to said instrument are such corporate seals; that they were so affixed by order of the Boards of Directors of said Companies; and that he signed his name thereto by like order.

Notarial Seal Affixed

State of Ohio
County of Medina ss.:

David A. Kotnik, Attorney at Law, *Notary Public*
My Commission Does Not Expire (Sec. 147.03 Ohio Revised Code)

I, **Frank A. Carrino,** Secretary of WESTFIELD INSURANCE COMPANY, WESTFIELD NATIONAL INSURANCE COMPANY and OHIO FARMERS INSURANCE COMPANY, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; and furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Westfield Center, Ohio, this 17th day of February A.D. 2025 .

Frank A. Carrino, *Secretary*

BPOAC2 (combined) (03-22)

FINANCIAL ASSURANCE CHECKLIST

SURETY BOND GUARANTEEING PAYMENT INTO A CLOSURE/POST-CLOSURE TRUST FUND

Company Name:_____ Permit No.:_____

YES	NO	QUESTION
☐	☐	Is the surety company listed as an acceptable surety on Federal bonds in Circular 570 of the U.S. Department of the Treasury?
☐	☐	Does the bond use wording approved by DEQ?
☐	☐	Does the bond make the surety liable if the owner or operator fails to perform as guaranteed by the bond?
☐	☐	Is the penal sum of the bond in an amount at least equal to the current closure cost and post-closure cost estimate?
☐	☐	Has the owner or operator established a standby trust fund?
☐	☐	Was the bond submitted at least 60 days before the date on which solid waste was first received for treatment, storage or disposal?
☐	☐	Has an originally signed duplicate of the standby trust agreement been submitted?
☐	☐	Have initial and updated estimates to the Director been provided to the Director?

Comments: _____

_____

Reviewed by: _____

Date: _____

WHAT IS REQUIRED AT A MINIMUM:

- ✓ The surety must be listed by the U.S. Department of the Treasury on its Circular 570. The circular can be accessed at: http://fms.treas.gov/c570/index.html.

- ✓ The text of the surety bond must be filed on forms developed by DEQ and provided to the Director for approval.

- ✓ A standby trust fund must be established with a qualified financial institution according to the requirements for trust funds stipulated in Reg.22.1405 (a).

- ✓ The penal sum of the bond must be equal to the current closure, post-closure care or corrective action cost estimates.

- ✓ The owner/operator must provide the regulator with the surety bond and an originally signed copy of the standby trust agreement.