

KANSAS DEPARTMENT OF HEALTH AND ENVIRONMENT
BUREAU OF WASTE MANAGEMENT
Solid Waste Form 1260
IRREVOCABLE LETTER OF CREDIT

Date _____ Letter of Credit No. _____

Issuing Institution _____

TO: Kansas Department of Health and Environment
Attn: Bureau of Waste Management

Dear Sir or Madam:

We hereby establish our irrevocable Letter of Credit number _____

in your favor, at the request of and for the account of _____

the "**owner or operator**" of a Kansas solid waste disposal area or processing facility located at

_____ Permit No. _____,

up to the aggregate amount of _____

U. S. Dollars, (\$ _____), available upon presentation by you of the following:

- a. Your sight draft, bearing reference to this letter of credit number;
- b. Your signed statement reading as follows: "I certify that the amount of the draft is due and payable pursuant to Kansas solid waste regulations issued under authority of K.S.A. 65-3401 *et. seq.*"; and
- c. This original letter of credit for endorsement and return, or for cancellation if this draft exhausts the total amount of the credit first stated above.

This letter of credit is effective as of _____ and shall expire on _____, but such expiration date shall be automatically extended for a period of one year on the first expiration date and on each successive expiration date, unless, at least 120 days before the current expiration date, as evidenced by the certified mail return receipts, we notify both you and the owner or operator by certified mail that we have decided not to extend this letter of credit beyond the current expiration date. In the event you are so notified, any unused portion of the letter of credit shall be available to you upon presentation of your sight draft during the 120 days period ending on the current expiration date.

Whenever this letter of credit is drawn on under and in compliance with the terms herein, we shall duly honor such draft upon presentation to us, which presentation may be in person or by means of a signed writing, and we shall deposit the amount of the draft into the standby trust fund established for the purpose by the owner or operator, in accordance with your instructions.

SIGNED FOR THE ISSUING INSTITUTION

/S/ _____

Name _____

Title _____

Date _____

Seal

This credit is subject to (insert “the most recent edition of the Uniform Customs and Practice for Documentary Credits, published and copyrighted by the International Chamber of Commerce,” or “the Uniform Commercial Code”).