MINING PERMIT TRANSFER CHECKLIST

As set forth in G.S. 74-51 of the Mining Act of 1971, a valid mining permit may be transferred from one party to another, provided that the following actions have been completed:

One (1) original and one (1) copy of the following are required:

1) The proposed new permittee must request in writing that the existing permit be transferred and clearly state the new operator's name (company or individual). The proposed new permittee must also indicate that he accepts any and all responsibilities and liabilities with respect to the Mining Act of 1971.

2) The proposed new permittee must complete the first 3 pages of the mining permit application form. Please be reminded that only the entire (existing) permitted area can be transferred. The Act does not allow transfer of part of the permitted area.

3) Both the landowner of the land covered by the permit and the new proposed permittee must sign the Land Entry Agreement contained in the mining permit application form.

4) An updated mine map must be submitted for the site clearly indicating the items listed under Section B - Maps of the mining permit application form.

5) A letter from the existing permittee must be submitted requesting that the mining permit be transferred to the proposed new permittee. The existing mine name and permit number must be identified in the letter.

The original of the following documents are required:

6) A non-refundable $100.00 processing fee must be submitted before the transfer request can be processed. The check must be made out to the Department of Environment and Natural Resources.

7) An acceptable security (performance/reclamation bond) must be submitted by the new permittee to replace the existing bond. Therefore, page 14 of the application form (the bond calculation worksheet) must be completed in order to validate the appropriate bond amount. The new security/bond must be in the same name as the proposed new permittee. In the event the new permittee already has a bond (blanket bond) in full force and effect sufficient to cover the new site, this step will not be necessary.

After all of the above information has been received and deemed complete, the transfer of the permit will be finalized. The old permittee will be notified by letter of the effective date of the permit transfer, and, if applicable, the existing bond will be returned. The new permittee will be sent similar notification along with a copy of the transferred mining permit. Please note that until the permit has been transferred to the new permittee, the existing permittee will be held responsible for maintaining compliance with the mining permit conditions.

For more information, contact the Land Quality Section Regional Office servicing your area, the Central Office at (919) 707-9220 or at http://portal.ncdenr.org/web/lr/mining

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