

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

1313 Sherman St., Room 215

Denver, Colorado 80203

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TRANSFER OF APPROVED MINERAL APPLICATION AND SUCCESSION OF PERMIT APPLICANT

I. RECITALS

A. On _____, _____, the Mined Land Reclamation Board of the Colorado Department of Natural Resources (the "State") approved an application for a mining operation under C.R.S. 34-32-101 et seq. or 34-32.5-101 et seq. from _____ (the "Applicant"), _____ (address), and assigned Permit Application Number _____.

B. The Applicant wishes to assign the approved Application to _____ (the "Successor"), _____ (address), as Successor Applicant and the Successor wishes to become Successor Permittee after all requirements of C.R.S. 34-32-101 et seq. or 34-32.5-101 et seq. are met and the permit may be issued.

II. AGREEMENTS

Applicant and Successor hereby agree, for their own benefit and for the benefit of the State, such agreements to be effective immediately upon the approval by the State of the transfer of the Application from Applicant to Successor, as follows:

1. Successor has inspected the proposed site of the mining and reclamation operations and is fully aware of the condition thereof. Successor has examined the Application for the permit and is fully aware of its contents and status in the permitting process. Successor thus understands and accepts the Application as it currently exists.

2. Successor understands the permit for this Application cannot be issued until all applicable requirements of C.R.S. 34-32-101 et seq. or 34-32.5-101 et seq. are met, including submission of adequate performance and financial warranties.

3. Successor understands that all commitments and obligations of the Applicant to the Mined Land Reclamation Board related to this permit application and the approval become those of the Successor.

4. Successor represents to the State that, to the best of its knowledge, information and belief, it is not in violation of any of the provisions of the Colorado Mined Land Reclamation Act with respect to any other operation conducted by it in the State of Colorado.

This form has been approved by the Mined Land Reclamation Board pursuant to sections 34-32-119, C.R.S., of the Mined Land Reclamation Act and 34-32.5-119, C.R.S., of the Colorado Land Reclamation Act for the Extraction of Construction Materials. Any alteration or modification of this form shall result in voiding any permit issued on the altered or modified form and subject the operator to cease and desist orders and civil penalties for operating without a permit pursuant to sections 34-32-123, C.R.S., of the Mined Land Reclamation Act and 34-32.5-123, C.R.S., of the Colorado Land Reclamation Act for the Extraction of Construction Materials.

Applicant and Successor hereby request the State to consent to the assignment of the approved Permit Application to recognize the Successor as the approved Applicant under the permitting process.

Name of Permit Applicant

Name of Successor Applicant

By _____
Signature of Officer

By _____
Signature of Officer

Title of Officer

Title of Officer

NOTARY FOR PERMIT APPLICANT

STATE OF _____)
) ss.
COUNTY OF _____)

The foregoing instrument was acknowledged before me this _____ day of _____, _____, by _____ as _____ of _____.

NOTARY PUBLIC

My Commission expires: _____

NOTARY FOR SUCCESSOR APPLICANT

STATE OF _____)
) ss.
COUNTY OF _____)

The foregoing instrument was acknowledged before me this _____ day of _____, _____, by _____ as _____ of _____.

NOTARY PUBLIC

My Commission expires: _____

CONSENT OF STATE

(a) Consent is hereby granted to the transfer of the Permit Application above referred to from

_____ to _____.

(b) _____ is hereby recognized as Successor Applicant under such Application.

STATE OF COLORADO
DEPARTMENT OF NATURAL RESOURCES
MINED LAND RECLAMATION BOARD
DIVISION OF RECLAMATION, MINING AND SAFETY

By _____
Division Director

Date Executed _____