

STATE OF COLORADO

DIVISION OF RECLAMATION, MINING AND SAFETY

Department of Natural Resources

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TRANSFER OF MINERAL APPLICATION AND SUCCESSION OF PERMIT APPLICANT

I. RECITALS

A. On _____, _____, the Division of Reclamation, Mining and Safety within the Colorado Department of Natural Resources (the "State") deemed an application complete 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 pending Application to _____ (the "Successor"), _____ (address), as Successor Applicant and the Successor wishes to become Successor Permittee after all requirements of 34-32-101 et seq. or 34-32.5-101 et seq. are met and the permit may be issued.

C. Successor understands that the permit application process is not complete and is willing to assume full responsibility for the completion of the permitting process prior to the successor conducting mining operations at the site.

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 34-32-101 et seq. or 34-32.5-101 et seq. are met.

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