

## APPLICATION FOR PERMIT TO ENGAGE IN NON-COAL MINING

The Mining Lands Reclamation Act, 45 O.S., 2011 721-728

### (Section 1)

ODM Permit Number \_\_\_\_\_  
(Office Use Only)

Date \_\_\_\_\_

Number of years for which Permit plan is requested: \_\_\_\_\_

Name of Company, Corporation, Partnership, Individual \_\_\_\_\_ Telephone Number \_\_\_\_\_

Street, R.F.D., Box No. \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

hereby make application for a permit to mine \_\_\_\_\_ by the following method:  
Type of Mineral(s)

UNDERGROUND \_\_\_\_\_ SURFACE \_\_\_\_\_

Specify Method: Auger Mining \_\_\_ Dredging \_\_\_ Hydraulic Mining \_\_\_  
Pumping \_\_\_ Quarrying \_\_\_ Stripping \_\_\_  
Other \_\_\_\_\_

Mine Name or Number \_\_\_\_\_ Nearest Town \_\_\_\_\_

Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ County \_\_\_\_\_

Section \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ County \_\_\_\_\_

Type of perimeter markers to be used: \_\_\_\_\_

**OPERATIONAL SECTION  
GENERAL CHARACTERISTICS OF THE MINE**

**NOTE:** All of the following questions must be thoroughly answered regarding your mining operation for the intended life of the mine.

1. Answer all of the following that apply:

If this is an application for a **NEW** permit, indicate the total acreage at the site to be covered by the permit: \_\_\_\_\_

Will this application replace a limited use permit? Yes  No . If yes, indicate the Limited Use Permit No.: \_\_\_\_\_

If this is an application for **RENEWAL** of a mining permit, indicate the mining permit number and the total (overall) acreage covered by the existing permit:

Mining Permit No.: \_\_\_\_\_ Total permitted acreage: \_\_\_\_\_

If this is an application for a **REVISION** to a mining permit, indicate the mining permit number and the total (overall) acreage covered by the existing permit.

Mining Permit No.: \_\_\_\_\_ Total permitted acreage: \_\_\_\_\_

Does the revision involve acreage within the previously approved permitted boundary?  
Yes  No . If yes, indicate the acreage to be covered by this revision: \_\_\_\_\_

Does the request involve acreage to be added to the previously approved permitted boundary?  
Yes  No . If yes, indicate the additional acreage to be covered by this is request:

Total new acreage to be added: \_\_\_\_\_. **This request will be considered an amendment to the permit (Title 45 § 724 J.). The application must be submitted as required by and in accordance with OAC:10-19-4.(d).**

If no was indicated please explain the revision requested: \_\_\_\_\_.

If this is an application for **TRANSFER** of a mining permit, indicate the mining permit number and the total (overall) acreage covered by the existing permit.

Mining Permit No.: \_\_\_\_\_ Total permitted acreage: \_\_\_\_\_

Name of Company: \_\_\_\_\_

If this is an application for **PURCHASE** of a mining permit, indicate the mining permit number and the total (overall) acreage covered by the existing permit.

Mining Permit No.: \_\_\_\_\_ Total permitted acreage: \_\_\_\_\_

Name of Company: \_\_\_\_\_

Will additional acreage be affected? \_\_\_\_\_ Yes \_\_\_\_\_ No

If yes, indicate how much additional acreage will be added: \_\_\_\_\_

*All the acreage within the "Operational Section must include the proposed mine excavation(s), processing plants, haul roads, stockpiles, and any refuse/waste areas or tailing ponds.*

# TOTAL PERMITTED AND BONDED ACRES AND MAPPING REQUIREMENTS

Will you file a bond covering all your mining acreage under your plan or will you file for an incremental mining plan?

Total Permit Area \_\_\_\_\_ Incremental Bonding \_\_\_\_\_

Please show your acreage below. If you have indicated incremental mining plan, then your acreage will be progressive to each incremental area. Prior to the issuance of this permit, a bonding map must be included detailing the sequence proposed for incremental bonding.

*460:10-9-6. Mine maps should be accurate drawings, aerial photographs or enlarged topographic maps of the entire mine area and of a scale sufficient to clearly illustrate the following:*

*(1) Outline of the area to be permitted detailing the affected areas, incremental mining areas, planned future reserves if requested by the applicant, buffer zones, easements, and rights-of-ways, for the number of years the permit is requested.*

*460:10-21-4. (b) An operator shall not disturb surface acreage or extend any underground shafts, tunnels, or operations prior to receipt of approval from the Department of a performance bond covering the surface acreage to be affected.*

*(1) Liability on the performance bond shall cover all non-coal surface mining and reclamation operations to be conducted within the permit area. Except for limited use permits, after the amount of the bond has been determined for the permit area in accordance with Subchapter 23 of this Chapter, the permittee or applicant may either file:*

*(A) The entire performance bond required during the term of the permit;*

*(B) A cumulative bond schedule and the sequence of release of acreage as it progresses through varying reclamation phases and for the addition of acreage as it is affected. The amount of bond required to obtain a permit shall include the full reclamation cost of the initial area being affected; or*

*(C) An incremental bond schedule and the new performance bond required for the first increment in the schedule.*

*(2) When the operator elects to "increment" the amount of the performance bond during the term of the permit, he shall identify the initial and successive incremental areas for bonding on the permit application map submitted for approval as provided in Subchapter 17 of this Chapter and shall specify the proportion of the total bond amount required for the term of the permit which will be filed prior to commencing operations on each incremental area. The schedule amount of each performance bond increment shall be filed with the Department at least 45 days prior to the commencement of non-coal surface mining and reclamation operations in the next incremental area.*

**A separate schedule detailing each increment must be attached to the application. An Incremental bonding map must be submitted if the total permitted acreage is not covered by bond.**

**TOTAL ACREAGE TO BE COVERED BY PERMIT:** \_\_\_\_\_

**REQUIRED BOND COVERAGE:** Minimum bond shall be \$2,000.00.

Type: Surety \_\_\_\_\_ Cash \_\_\_\_\_ Cashier's Check \_\_\_\_\_ Certificate of Deposit \_\_\_\_\_

Letter of Credit \_\_\_\_\_ Other \_\_\_\_\_

Bond Number Identification: \_\_\_\_\_

Amount of Bond Coverage \$ \_\_\_\_\_

*Bond coverage submitted must be a total of the first increment or the entire permitted acreage requested.*

STATE OF OKLAHOMA  
DEPARTMENT OF MINES  
2915 N. CLASSEN, SUITE 213  
OKLAHOMA CITY, OKLA. 73106

### LEGAL ESTATE

Name of Legal Estate Owner: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Section(s) \_\_\_\_\_ Township \_\_\_\_\_ Range \_\_\_\_\_ County \_\_\_\_\_

Is the permit application area owned \_\_\_\_\_ or leased \_\_\_\_\_ by the Applicant?

\*\*\*\*\*

I, (Legal Estate Owner) \_\_\_\_\_ certify that I am the owner of the legal estate of the property being represented in this Application for a Non-Coal Mining Permit, and that the (Company, Corporation, Individual (s)) \_\_\_\_\_ have the right to mine this property.

Signature of Legal Estate Owner \_\_\_\_\_

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_\_

My Commission expires \_\_\_\_\_ Notary Public \_\_\_\_\_

**\* IF THE OWNER OF THE LEGAL ESTATE OF THE PROPERTY CHANGES, A NEW LEGAL ESTATE FORM MUST BE SIGNED BY THE NEW OWNER OF THE LEGAL ESTATE. IF THERE ARE MULTIPLE OWNERS OF THE PROPERTY ON THIS APPLICATION, A SEPARATE LEGAL ESTATE FORM MUST BE EXECUTED FOR EACH OWNER.**

**NOTE:** THE DEPARTMENT OF MINES DOES NOT HAVE THE AUTHORITY TO ADJUDICATE PROPERTY TITLE DISPUTES.