



MINE OPERATING PERMIT TRANSFER AGREEMENT

Mine Operating Permit Number _____ County _____

Transferor (current permitted company) _____

Transferee (company receiving the permit) _____

This Agreement is made by and between the Transferor, Transferee, and the S.C. Department of Health and Environmental Control.

WHEREAS, Transferee has succeeded to the interest of Transferor in the mining operation located in the referenced county, the mining operation being conducted pursuant to the referenced Mining Operating Permit Number; *and*

WHEREAS, Transferor desires to be released from the duties imposed upon it under the South Carolina Mining Act, with respect to the said mining operation; *and*

WHEREAS, both Transferee and Transferor have complied with the requirements of the South Carolina Mining Act with respect to the said mining operation; *and*

WHEREAS, Transferee has posted a suitable bond or other security to secure the obligations undertaken hereunder, and has executed in connection herewith a Land Entry Agreement (Forms MR-600/ MR-700).

NOW THEREFORE, in consideration of mutual covenants, conditions, and promises set forth herein and for other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Transferee, Transferor, and the S.C. Department of Health and Environmental Control, binding their heirs, successors and assigns forever, agree as follows:

1. Transferee hereby succeeds to and assumes all of the obligations of Transferor with respect to the said mining operation being mined pursuant to the referenced Mining Operating Permit and assumes all of the duties of Transferor with reference to the reclamation of the mined land. Transferee specifically agrees to perform the mining operation in accordance with the terms and conditions of the referenced Mining Operating Permit and agrees to perform the reclamation of the affected land, specifically the land disturbed by Transferor, in accordance with the approved reclamation plan.

2. Transferor hereby agrees and consents to the transfer of the referenced Mining Operating Permit to Transferee.

3. The S.C. Department of Health and Environmental Control does hereby release Transferor from the duties imposed by the South Carolina Mining Act with reference to the mining operation being mined under the referenced Mining Operating Permit and does hereby release Transferor from the obligation to reclaim the land disturbed under the referenced Mining Operating Permit.

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SIGNATURE PAGE

MINE OPERATING PERMIT NUMBER:

DATE OF AGREEMENT:

TRANSFEROR:

BY:

signature of company official

printed name of official

ITS:

title of official

TRANSFeree:

BY:

signature of company official

printed name of official

ITS:

title of official

SC DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL:

APPROVAL DATE:

BY:

signature

printed name

ITS:

title

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TRANSFeree INFORMATION

1. Name of Company: _____

Check form of business entity:

Corporation ____ Partnership ____ Limited Partnership ____ Sole Proprietorship ____

2. Mine Name: _____

3. Home Office Information:

Address: _____

street and PO Box

city

state

zip code

Telephone Number _____ Fax Number _____

4. Local Office Information:

Address: _____

street and PO Box

city

state

zip code

Telephone Number _____ Fax Number _____

5. Designate to which office Official Mail is to be sent:

Home Office _____

Local Office _____

6. Name of company personnel and their title to be the contact for official business and correspondence:

Name _____

Title _____

E-mail Address _____