

U.S. Department of the Interior  
Bureau of Land Management

# Transfers of Interest



Bureau of Land Management  
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## What is a Transfer of Interest ?

A transfer of interest is a sale, assignment, transfer through inheritance, or conveyance of total or partial ownership, or legal interest in a mining claim or site.



# Why do I need a Transfer of Interest?

The Supreme Court has ruled that despite the fact that the Federal Government holds the title, unpatented mining claims are real property and therefore can be bought, sold, transferred, willed, and inherited, the same as any other real estate. (Forbes v. Gracy, 94 US 762 [1876])

**NRS 517.370 Conveyances of mining claims: Formalities; construction and proof of conveyances before December 12, 1862.**

- ❖ After December 12, 1862, conveyances of mining claims shall require the same formalities and shall be subject to the same rules of construction as the transfers and conveyances of other real property.



## Effective Date

State law governs transferring mining claims or sites.

A transfer is effective in the manner and on the date provided by state law, not the date you file it with the BLM.



## The Advantage of filing a Transfer of Interest

The BLM will treat the last owner of record as the responsible party for the claim or site.

You cannot claim that the BLM failed to give you notice of any BLM action, decision, or contest regarding a claim or site if you fail to file a transfer showing your interest, before the BLM took action.



## How do I file a Transfer of Interest?

- ❖ You file with the BLM State Office a Quit Claim Deed (QCD) or any other legal document (i.e. a Will, or a decision from a Court). Include the claim name, the BLM serial number (*if available*), the Grantee's name, the Grantor's signature, the notary stamp, and the Grantee's current mailing address.
- ❖ A non-refundable processing fee of \$15 per claim / per grantee. Example: If you are transferring one claim to three grantees, then the filing fee is \$45. If you are transferring three claims to five grantees, then the filing fee is \$225.
- ❖ Grantor: Seller/ Transferor.
- ❖ Grantee: Buyer/ Transferee.



## Association Placer Claims

If you transfer an association placer mining claim to an individual or an association that is smaller in number than the association that located the claim you-

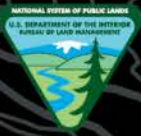
- ❖ Must provide evidence of a valuable mineral deposit from before the transfer; or
- ❖ Upon notice from the BLM, you must reduce the acreage of the claim, if necessary, so that you meet the 20 acre per locator limit. The size can be reduced by filing an Amended COL.



## Transferring of claims under wavier

- ❖ If you purchase, inherit or otherwise obtain a claim that is subject to a waiver you must also qualify for the waiver in order for the BLM to apply it to the claims.
- ❖ If you do **NOT** qualify for the waiver you must pay the Annual Maintenance Fee for the current year **AND** the upcoming assessment year by September 1, 2018 following the date of the transfer.





# Non Curable Errors

- ❖ No name for Grantor or Grantee
- ❖ No signature for the Grantor
- ❖ No Notary signature/stamp
- ❖ No address provided for the Grantee
- ❖ No Claim Name or BLM Serial Number

FOR RECORDER'S USE

UNPATENTED MINING CLAIM QUITCLAIM DEED

NOTICE IS HEREBY GIVEN that Ronald Koch and Judy Mayo, whose current mailing address is 42 Bedtick Rd., Douglas, WY (collectively, "GRANTOR"), in consideration of money received, do hereby remise, release and forever quitclaim to: Shawn Battles and Rachelle Mcewen, whose mailing address is 5400 W Cheyenne, APT 2036, Las Vegas, NV 89108 (collectively, "Grantee"), all rights, title and interest of Grantor, in and to the following mining claim: The FAT MULE GOLD MINE lode mining claim. NMC1104341.

The general course of this claim is East and West and it is situated in the Mount Diablo Meridian, Nye County, Nevada. This claim is 1,500 feet in length and 600 feet in width. This claim runs from the location monument on which this location notice is posted approximately 1,200 feet in an Easterly direction to the East end line and approximately 300 feet in a southerly direction to the south end line. This claim is marked by four (4) monuments, one at each corner of the claim. Additionally, there are two (2) end-line markers on each side of the center of the claim. All markers are 4" x 4" wooden posts that are buried 1.5" in the ground and protrude 4.5" above the ground embossed with the name of the claim and its location in relation to the claim. The location monument on which this notice is posted is situated within Section 32, Township 12S, Range 47E, Mount Diablo Meridian, Nye County, Nevada and this claim encompasses portions of the following quarter section (s), Township (s) and Range (s): N1/2 of SE ¼ of NE ¼ and SW ¼ of NE ¼ of Section 32, T12S, R47E Mount Diablo Meridian, Nye County Nevada. The locality of this claim with some reference to some natural object or permanent monument and additional information (if any) concerning its locality are as follows: NE corner of this claim is NE corner of SE ¼ of NE ¼ of Section 32, T12S, R47E.

IN WITNESS WHEREOF, this Mining Quitclaim Deed is executed on April 21, 2016:

*Ronald Koch*  
Ronald Koch  
Owners of Fat Mule Gold Mine, NMC1104341

*Judy Mayo*  
Judy Mayo

ACKNOWLEDGMENT

STATE OF WYOMING  
COUNTY OF CONVERSE, ss:

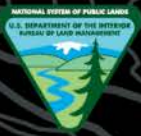
On 4-21-16 before me, Kelsie Jamerman personally appeared Ronald Koch and Judy Mayo who proved to me on the basis of satisfactory evidence to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same behalf of which the persons acted, executed the instrument. I certify under PENALTY OF PERJURY under the laws of State of Wyoming that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature: Kelsie Jamerman (SEAL)

RECEIVED  
APR 25 2016  
BLM NVSO IAC

KELSIE JAMERMAN  
Notary Public - Wyoming  
Converse County  
My Commission Expires Mar 29, 2020



# Curable Errors

- ❖ No fees submitted with the Transfer
- ❖ Insufficient fees submitted with the Transfer
- ❖ Incorrect Claim Name or BLM Serial Number

## Quit Claim Deed

### THE GRANTOR(S):

- GRE, Inc., of 2091 E Murray Holladay Rd., the City of Salt Lake, County of Salt Lake, State of Utah, 84117

For and in consideration \_\_\_\_\_, do CONVEY and QUIT CLAIM to:

### THE GRANTEE(S):

- Dennis and Bonnie Naffziger of 72 E Levi Ave., in the city of Las Vegas, county of Clark, State of Nevada 89183

In the form of Sole Ownership, all interest in the following described Mining Claim Property(s) situated in the County of Esmeralda Claim was written in, in the State of Nevada, to wit:

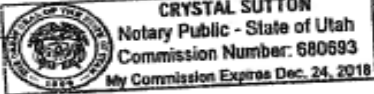
- Midway, NMC #1120474 - Located in sec. 21 , Township 6S, Range 39E
- The Property is an unpatented Mining Claim

Hereby releasing and waiving all rights under and by virtue of the Mining and Location laws of the State of Nevada. Dated this 28th day of April, 2016

Signature(s) of Grantor(s): [Signature]  
ANDREW NOWLAN (GRE, Inc. Representative)

### Return the recorded document to:

- GRE Inc. at 2091 E. Murray Holladay Road #22E, SLC, UT 84117

Name & Address of Preparer: ANDREW NOWLAN (for GRE, Inc.) – 2091 E. Murray Holladay Road #22E- SLC, Utah 84117	
SIGNED Signature of Claim owner's representative	
BY <u>Andrew Nowlan</u> Printed name of Claim owner's representative STATE OF UTAH, COUNTY OF SALT LAKE On the <u>28th</u> day of <u>April</u> , <u>2016</u> . ANDREW NOWLAN did personally appear before me, the Undersigned notary public in and for the County of Salt Lake, in said State of Utah, Who acknowledged to me that he/she signed it freely and voluntarily for the purposes therein mentioned?	
Notary Public of Salt Lake County, Utah	
My commission expires on: December 24, 2018	



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# QUESTIONS?