



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

# Annual Filings



Bureau of Land Management  
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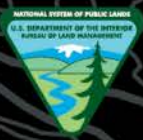
# What are Annual Filings?

- ❖ Maintenance Fee
- ❖ Maintenance Fee Waiver Certification
- ❖ Affidavit of Annual Assessment
- ❖ Notice of Intent to Hold



The Annual Maintenance Fee  
must be paid on or before  
September 1<sup>st</sup> of each year in  
order to maintain a mining claim  
or site for the upcoming year.

\*If September 1<sup>st</sup> lands on a non-business day and the office is closed, the due date is the next business day.



# Maintenance Fess by Claim or Site

- 1) For lode claims, mill and tunnel sites the annual maintenance fee is \$155
- 2) For placer claims a \$155 annual maintenance fee for each 20 acres of the placer claim or portion thereof.

<u>Placer Acreage</u>	<u>Placer Fee per 20 Acres</u>
Up to 20	\$155
20.01 to 40	\$310
40.01 to 60	\$465
60.01 to 80	\$620
80.01 to 100	\$775
100.01 to 120	\$930
120.01 to 140	\$1,085
140.01 to 160	\$1,240



# How and Where to pay the Maintenance Fees

**(a) You may bring payments to the BLM State Office by close of business on or before September 1<sup>st</sup>.**

**(b) If you use a credit card please note—**

**(1) There is a limitation of \$24,999.99 per day for credit cards though. Please contact the Public Room at (775)-861-6500 with questions on credit cards.**

**(c) You may send payments using a *bona fide* mail delivery service.**

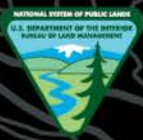
**Please mail payments to:**

**BLM Nevada State Office  
1340 Financial Blvd.  
Reno, NV 89502**

**(1) The payment must be postmarked or clearly identified by the mail delivery service as being sent on or before the due date; and**

**(2) The BLM State Office must receive the payment no later than 15 calendar days after the due date.**

**(d) You may pay online by using Pay Portal. The web address for Pay Portal is [www.payp.blm.gov](http://www.payp.blm.gov)**



When you pay any fees to BLM, you **MUST** include a list of the mining claims/sites that you are paying for by claim name, & by the BLM serial number if BLM has notified you what the serial numbers are.



# Maintenance Fee Waiver Certification aka Small Miner's Exemption (SME)

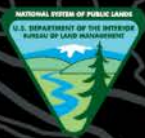
- ❖ To Qualify: You and all related parties must hold no more than 10 mining claims or sites Nationwide, and all co-claimants must also meet this requirement.
- ❖ The Maintenance Fee Waiver Certification Form 3830-2 is the ONLY acceptable application form.





- ❖ The Maintenance Fee or the Small Miner's waiver **MUST** be received or post marked on or before Sept. 1, failure to do so will result in forfeiture of the claim or site.
- ❖ You are not required to perform assessment work the year the claim is located.





# How to File a Maintenance Fee Waiver

- Complete a Maintenance Fee Waiver Certification Form 3830-2
- Submit original on or before Sept. 1 of the upcoming assessment year.
- (each assessment year starts **September 1st** and ends on **August 31st**)



Form 3830-2  
(January 2017)

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

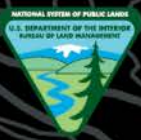
**MAINTENANCE FEE WAIVER CERTIFICATION**

*SEE INSTRUCTIONS ON PAGE 2*

FORM APPROVED  
OMB NO. 1004-0114  
Expires: January 31, 2020

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1. This small miner waiver is filed for the assessment year beginning on September 1, 2018 and ending on September 1, 2019
2. The undersigned and all related parties owned ten or fewer mining claims, mill, or tunnel sites located and maintained on Federal lands in the United States of America on September 1, 2018
3. The undersigned have performed the assessment work required by law for each mining claim listed prior to filing this waiver and understand that by filing this form, the undersigned must file an affidavit of assessment work with the Bureau of Land Management (BLM) by the December 30th following the filing of this waiver.
4. The undersigned understand that if the assessment work obligation has not yet come due under 30 U.S.C. 28 (for those claims in their first assessment year only), a notice of intent to hold reciting this condition must be recorded by the December 30th following the filing of this waiver
5. The undersigned understand that mill and tunnel sites may also be listed on this waiver and be waived from payment of the maintenance fee, and that a notice of intent to hold for these sites is required to be filed with the BLM by the December 30th following the filing of this waiver
6. The undersigned understand and acknowledge that pursuant to 43 U.S.C. 1212 and 18 U.S.C. 1001, the filing or recording of a false, fictitious, or fraudulent document with the BLM may result in a fine of up to \$250,000, a prison term not to exceed five years, or both
7. The mining claims, mill or tunnel sites for which this waiver from payment of the maintenance fees is requested are:



## How to File a Maintenance Fee Waiver (Continued)

- ❖ Must be signed by all owners with complete names and addresses.
- ❖ An authorized agent signing for the owners must have an accepted Power of Attorney on file with the BLM. A P.O.A. is valid for 3 years.
- ❖ All signatures must be original, fax and emailed waivers will be rejected.
- ❖ The address should be the claimant's mailing address.

The owner(s) (claimants) of the above mining claims and sites are:

Nathaniel Osborn

(Owner's Name - Please Print)

1340 Financial Blvd

(Owner's Mailing Address)

(Owner's Signature)

Reno

(City)

NV

(State)

89502

(Zip Code)

Stanley McMillian

(Owner's Name - Please Print)

1340 Financial Blvd

(Owner's Mailing Address)

(Owner's Signature)

Reno

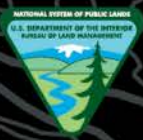
(City)

NV

(State)

89502

(Zip Code)



## Additional Documentation

These are documents you must file in conjunction with the **Maintenance Fee Waiver Certification**

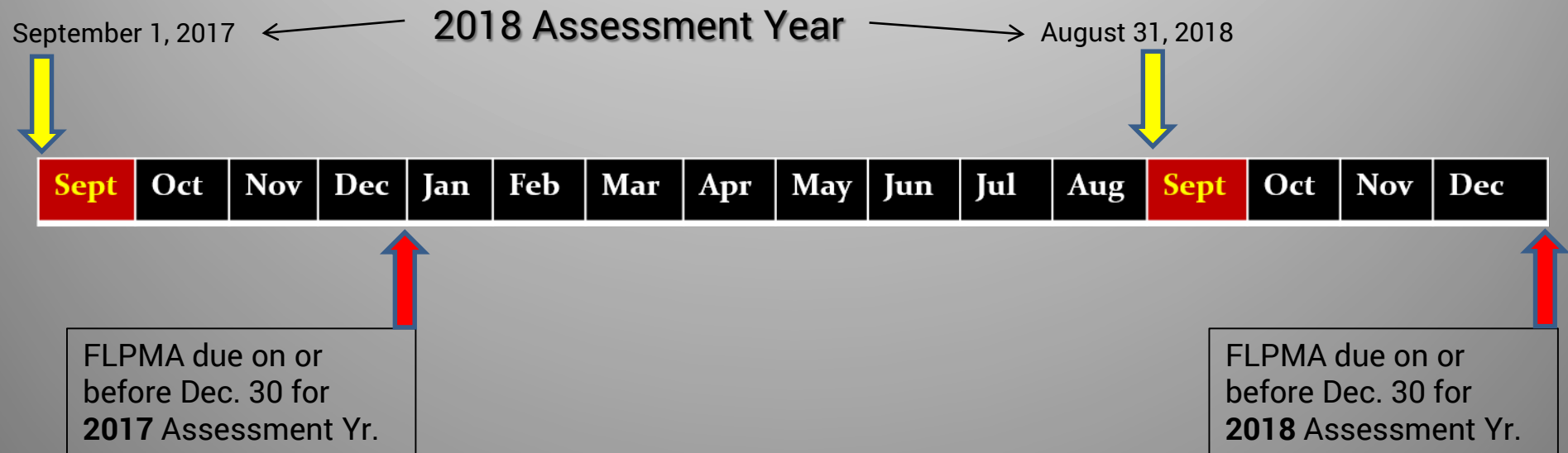
- ❖ Notice of Intent to Hold (NOI)
- ❖ Affidavit of Annual Assessment Work a.k.a. Proof of Labor (POL)





# An Assessment Year

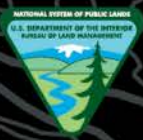
- ❖ A period of 12 consecutive months beginning on September 1st each year.
- ❖ FLPMA filings must be filed with the BLM on or before December 30th of the calendar year in which the assessment year ends.
  - \*If December 30<sup>th</sup> lands on a non-business day and the office is closed, the due date is the next business day.





## Notice of Intent to Hold (NOI)

- ❖ The FLPMA filing known as a **Notice of Intent to Hold** is required:
- ❖ The **first year** when filing a Maintenance Fee Waiver
- ❖ When switching from paying the maintenance fee to filing a Waiver
- ❖ Required annually for Mill and Tunnel sites

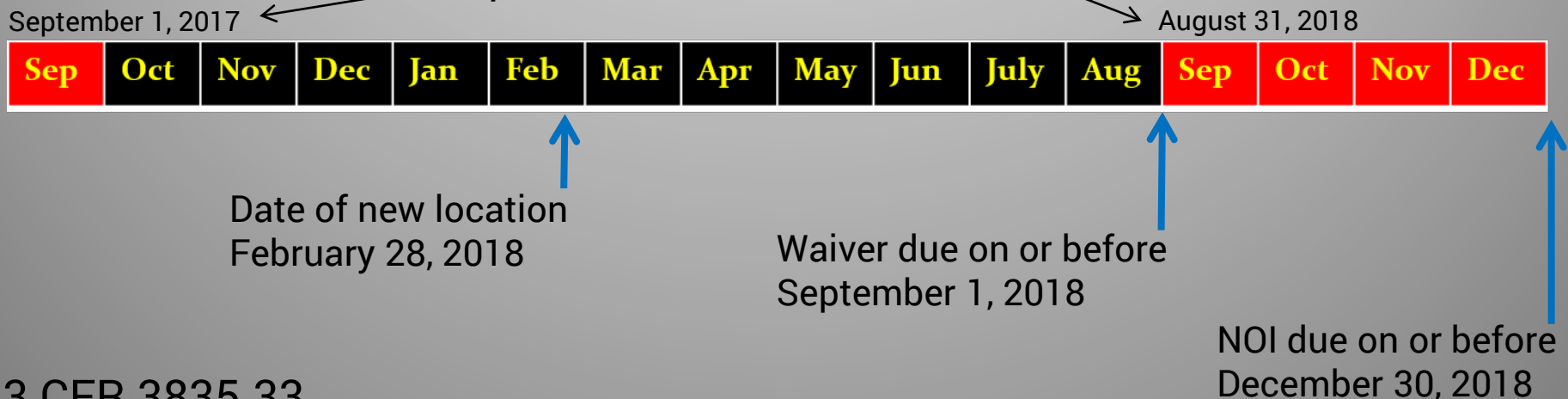


# Notice of Intent to Hold (NOI) continued

## BLM Filing Requirements:

- ❖ A letter or notice with the signature of the claimant(s) or agent stating the intention to hold the claim for the calendar year in which the assessment year ends.
- ❖ The name and BLM Serial number of the claim.
- ❖ Any changes in mailing address of the claimant(s).
- ❖ A processing fee (currently \$10) per claim.

### Example for 2018 Assessment Year







The following Document contains no Personal Information  
as defined by NRS 603A.040

**AFFIDAVIT AND NOTICE OF INTENT TO HOLD  
MINING CLAIM(S) AND SITE(S)**

TO ALL WHOM IT MAY CONCERN:

The undersigned certifies that the owner or claimant intends to hold the mining claim(s) for the assessment year ending September 1, 2018 (insert assessment year).

**RECORDER'S STAMP**

The claim map showing said claim(s) is filed in the Washoe County records. Claims are generally located in Section(s): 003 Township: 0160N Range: 0210E

Name of claim(s) or site(s):

BLM Serial No(s):

Lucky Strike  
Old Burro  
Life Style

NMC777  
NMC1234567  
NMC1175081

A total number of 3 claims is being filed with this document.

Name and mailing address of owner or claimant:

Nathaniel Osborn  
1340 Financial Blvd  
Reno, NV 89502

Dated this 9th day of August, 2018.

By [Signature]  
Owner, Claimant, Agent, or Lessee Signature  
(circle one)

Nathaniel Osborn  
Owner, Claimant, Agent, or Lessee Name  
(printed)

STATE OF Nevada  
COUNTY OF Washoe

Subscribed and sworn to by  
[Signature]  
(Owner, Claimant, Agent, or Lessee)  
9th before me this  
day of August, 2018.

[Signature]  
NOTARY PUBLIC (Signature)

❖ DO NOT USE  
THIS FORM AS  
AN AFFIDAVIT  
OF ANNUAL  
ASSESSMENT  
WORK

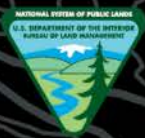
❖ There is  
nowhere to state  
monetary value  
or dates work  
performed



# **WARNING**

**Do not submit a Notice of Intent to Hold (NOI) when the Affidavit of Annual Assessment Work (POL) is required**

**This will result in the forfeiture of your claim**



## Affidavit of Annual Assessment Work

This FLPMA filing, also known as (**Proof of Labor**) or (**POL**) must be filed with the BLM State Office on or before December 30<sup>th</sup> of the calendar year in which the assessment year ends.

Example for 2018 Assessment Year

September 1, 2017

August 31, 2018

Sept	Oct	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sept	Oct	Nov	Dec
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POL due on or before  
December 30, 2018





# Affidavit of Annual Assessment continued

Affidavit of Annual Assessment must include:

- ❖ The name and, if available, the BLM serial number
- ❖ Any changes in mailing address
- ❖ Must show a minimum of **\$100 per claim** was expended to develop the claim(s)
- ❖ A processing fee (currently \$10) per claim
- ❖ An exact legible reproduction of either:
  - (a) The affidavit that you filed or will file with the county where the claim is located; or
  - (b) The geologic, geochemical or geophysical report you filed with the county.

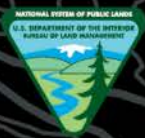


## Performing Assessment Work

- ❖ You are not required to perform assessment work in the assessment year your claim was located, it is required every subsequent year thereafter.
- ❖ Work may involve adjacent or nearby lands if the work supports the development of the claim(s).
- ❖ All work may be on 1 claim as long as the amount equals at least \$100 per claim in a contiguous claim block.

### What Work Qualifies as Assessment Work?

- ❖ Drilling, excavating, driving shafts or tunnels, road construction for the benefit of the claim.
- ❖ Geological, geochemical or geophysical surveys.



The following Document contains no Personal Information  
as defined by NRS 603A.040

**AFFIDAVIT OF ANNUAL ASSESSMENT WORK**

TO ALL WHOM IT MAY CONCERN:

Nathaniel Osborn (Owner or Claimant) certifies that at least ONE HUNDRED AND 00/100 DOLLARS (\$100.00) per claim was expended for development, labor and improvement, or equivalent value added, as the annual assessment work for the assessment year ending September 1, 2018 for the following unpatented mining claim(s) in Washoe County, generally located in the following section(s):

**RECORDER'S STAMP**

<u>Name of Claim(s)</u>	<u>Section</u>	<u>Township</u>	<u>Range</u>	<u>Meridian</u>
<u>Lucky Strike</u>	<u>003</u>	<u>0160N</u>	<u>0210E</u>	<u>MDB&amp;M</u>
<u>Old Burro</u>	<u>003</u>	<u>0160N</u>	<u>0210E</u>	<u>MDB&amp;M</u>
<u>Life Style</u>	<u>003</u>	<u>0160n</u>	<u>0210E</u>	<u>MDB&amp;M</u>

<u>BLM Serial No.(s):</u>	<u>Name and mailing address of owner or claimant:</u>
NMC- <u>NMC777</u>	<u>Nathaniel Osborn</u>
NMC- <u>NMC1234567</u>	<u>1340 Financial Blvd</u>
NMC- <u>NMC1175081</u>	<u>Reno, NV 89502</u>

A total number of 3 claims are being filed with this document.

The work consisted of: Sunk 3 shafts for exploration.

The work described above was performed at the following locations:

Lucky Strike, Old Burro, and Life Style claims

Said work was performed between the 1 day of September, 2017, and the 1 day of August, 2018. A total of more than One Hundred and 00/100 DOLLARS (\$ 100.00) was expended in performing the work, or equivalent value added. The work was performed by: Stanley McMillan.

All of the aforesaid unpatented mining claims are contiguous and work on, or for the benefit of, any one claim or group of claims tends to develop all the claims. The work was performed for the purpose of developing the mineral potential of the claims and to maintain and hold such claims.

Dated this 9th day of August, 2018.

By Nathaniel Osborn  
Owner, Claimant, Agent, or Lessee Signature  
(circle one)

Nathaniel Osborn  
Owner, Claimant, Agent, or Lessee Name (printed)

STATE OF Nevada  
COUNTY OF Washoe

Subscribed and sworn to by  
Nathaniel Osborn  
(Owner, Claimant, Agent, or Lessee)  
before me this  
9 day of August, 2018.

[Signature]  
NOTARY PUBLIC (Signature)

- ❖ BLM will accept a POL in lieu of an NOI
- ❖ Does not need to be notarized before filing with the BLM





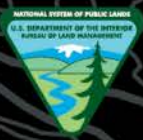
## Switching from Maintenance Fee to Waiver

- ❖ You must submit your waiver request before the assessment year for which you wish to obtain the waiver.
- ❖ You must also submit a Notice of Intent to Hold (NOI) on or before December 30<sup>th</sup> immediately following the submission of the waiver.
- ❖ You must perform the assessment work for the assessment year that was covered by the waiver.
- ❖ You must submit an Affidavit of Annual Assessment work on or before December 30<sup>th</sup> immediately following the close of the assessment year in which you performed the work.



# Maintenance Fee to Waiver Flow Diagram

<b>8-31-2017</b>  Pays 2018 maintenance fee	<b>12-30-2017</b>  Nothing required to be filed	<b>8-31-2018</b>  Files 2019 waiver	<b>12-30-2018</b>  NOI for 2018 is required to be filed
<b>8-31-2019</b>  Files 2020 waiver	<b>12-30-2019</b>  2019 POL filed to complete 2019 waiver	<b>8-31-2020</b>  Files 2021 waiver	<b>12-30-2020</b>  2020 POL filed to complete 2020 waiver



## **Switching from filing a Waiver to paying the Maintenance Fee**

**You must perform the assessment work in the assessment year for which you had obtained the waiver and file the Affidavit of Annual Assessment Work on or before December 30<sup>th</sup>, following the end of the Assessment year under waiver (immediately following payment of the maintenance fee).**



# Waiver to Maintenance Fee Flow Diagram

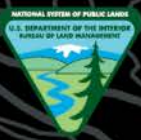
8-31-2017	12-30-2017	8-31-2018	12-30-2018
Files 2018 waiver	2017 POL filed to complete 2017 waiver	Pays 2019 maintenance fee	2018 POL filed to complete 2018 waiver

**An Affidavit of Annual Assessment work is still needed to “close the loop” on the 2018 Waiver.**





- ❖ The public room will give you a BLM date stamped copy for your records. Please remember to keep track of your BLM date stamped copies.
- ❖ The date stamped copies are your proof if there is any discrepancy regarding your claims.



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Bureau of Land Management

# QUESTIONS?