



2015 MAINTENANCE FEE PAYMENT

- Per Statute at 30 USC 28f, and regulations located at 43 CFR 3834.11
- Presented by: Vickie Wyatt
Land Law Examiner



WHO PAYS ANNUAL MAINTENANCE FEES:

All mining claimants are required to pay the maintenance fees, unless they have **10** or fewer mining claims located **nationwide** and they choose to file a waiver, which John Grasso will discuss in his session.

AMOUNT DUE FOR MAINTENANCE FEES

\$155 for lode claims, mill sites and tunnel sites

\$155 for every 20 acre parcel, or portion thereof, for placer claims

The maintenance fee is required to be adjusted by the Secretary of the Interior to reflect the consumer price index published by the Bureau of Labor Statistics. That is the reason fees were increased this year.

REQUIRED PAYMENT AMOUNT FOR PLACER CLAIMS

Acreage in the Claim	Maintenance Fee Payment Due
<= 20 acres	\$155.00
> 20 acres and <= 40 acres	\$310.00
> 40 acres and <= 60 acres	\$465.00
> 60 acres and <= 80 acres	\$620.00
> 80 acres and <= 100 acres	\$775.00
>100 acres and <= 120 acres	\$930.00
>120 acres and <= 140 acres	\$1085.00
>140 acres and <= 160 acres	\$1,240.00



DEFICIENT PAYMENTS CURABLE ONLY UNTIL **DECEMBER 31, 2014**

During the calendar year when an increase goes into effect, in this case 2014, if you pay the old fee of \$140, BLM will send a notice giving you 30 days to pay the additional fees. For any payments made after December 31, 2014, you must pay the total amount of new fees (\$155) due by the deadline, which is September 1st.



EXAMPLE:

If your claim is located in July, 2014, the initial \$140 maintenance fee paid will be for the 2014 assessment year, because that is the assessment year when the claim was located.

A claim is located on November 5, 2014 or February 6, 2015, the initial maintenance fee is for the 2015 assessment year for either location date, because the assessment year runs from September 1, 2014 through August 31, 2015.

The claim is located in September 1st and filed after that date, the initial maintenance fee paid will be for the 2015 assessment year.

CHANGE IN CALCULATION OF MAINTENANCE FEES FOR PLACER MINING CLAIMS

- Effective July 27, 2012, an amendment was made by the Consolidated Appropriations Act of 2012 to require BLM to calculate and collect the required maintenance fees for placer mining claims based on the total acreage contained in the claim.
- The new fees required payment of the \$140 (now \$155) maintenance fee for every 20 acres or portion thereof, contained in each placer mining claim.



THE TIME FRAME REQUIRED FOR ANNUAL MAINTENANCE FEE FILINGS

Is **on** or **before** September 1st of each year. You can use one document for all of your claims, as long as each claim name and BLM serial number is listed.



BRIDGE CLAIMS

If claims are located in June, July, or August of 2014, and filed after September 1st, these are referred to as **bridge** claims, because the location and filing bridge 2 assessment years.

You must pay the initial maintenance fee (for 2014 assessment year) at the time of filing claims with BLM. Because the filing of the claims is after the September 1st filing deadline for annual maintenance fees or waivers, you must also pay the 2015 annual maintenance fee, or file a waiver, at the time you file claims with BLM.

We recommend you pay both the initial maintenance fee and the annual maintenance fee at the time of recordation.

You will then be done until September 1st at which time the upcoming year maintenance fees are due or your filing of a waiver is due.



FILED:

1- Means a document is received by BLM on or before the due date

or

2- Postmarked or clearly identified as sent on or before the due date by a bona fide mail delivery service

and

Received by BLM State Office either within 15 calendar days after the due date or on the next business day after the 15th day of the deadline, if that day is not a business day.



FILED: (cont'd)

- Consequence of not completing this requirement is: A decision will be issued and the claims will be declared forfeit and void by operation of law.
- **Do not use BLM P.O. Box 12000.** The post office is no longer forwarding the mail but returns it as undeliverable.
- Our correct address is:

United States Department of Interior
Bureau of Land Management
Nevada State Office
1340 Financial Boulevard
Reno, NV 89502-7147

INITIAL MAINTENANCE FEE PAYMENTS FOR NEW CLAIMS

Initial maintenance fees must be paid at the time of filing new claims with BLM. The initial maintenance fee covers the assessment year in which the claim is located.

For claims located **before** September 1st of 2014, the initial maintenance fee will be \$140 and claims located **on or after** September 1st the maintenance fee will be \$155, calculated as explained previously.



EXAMPLE:

If your claim is located in July, 2014, the initial \$140 maintenance fee paid will be for the 2014 assessment year, because that is the assessment year the claim was located.

A claim is located on November 5, 2014 or February 6, 2015, the initial maintenance fee is for the 2015 assessment year for either location date will be \$155 because the assessment year runs from September 1, 2014 through August 31, 2015.

The claim is located on September 1st and filed after that date, the initial maintenance fee paid will be for the 2015 assessment year.



INFORMATION TO SUBMIT WITH PAYMENT

- The correct assessment year (year of coverage),
 - Claim names with correct serial numbers,
 - The name and address of the owner or claimant.
-
- Submit the filing with enough time for you to respond by the September 1st deadline, if BLM requests additional information.
 - Phone numbers and emails are not required but may be helpful if a problem should be found.
 - The next slides are an example of a format for maintenance fee exhibits and if there are more claims to be listed you may attach additional pages.

Maintenance Fee Exhibit

EXAMPLE:

United States Department of the Interior
Bureau of Land Management
Nevada State Office
1340 Financial BLVD
Reno, NV 89502

MINING CLAIM MAINTENANCE FEES For Year 20__

Year of
coverage

Claim
names

CLAIM NAMES

BLM SERIAL No(s)

BLM
Serial
No(s)

Name and address
of owner or claimant:

Name and address
of
owner/claimant

Revised 3/22/2011 NSO

Bureau of Land Management Maintenance Fee Payment Form for Lode, Mill & Tunnel Sites

Form 3830-5
(June 2014)

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
**MAINTENANCE FEE PAYMENT FORM FOR
LODE CLAIMS, MILL SITES, AND TUNNEL SITES**

Remitter Name: _____

Mailing Address: _____

City, State, Zip: _____

Check here if this is a change of address.

FOR COUNTY RECORDER'S USE

No. of claims/sites _____
x \$155 per claim/site
Total due BLM \$ _____

1. The maintenance fee may be paid by cash, check, money order, Bureau of Land Management (BLM) Declining Deposit Account, or credit card (VISA, American Express, Discover, or MasterCard). Payments must be remitted to the BLM State Office where your claim or site is recorded and received on or before September 1. If the payment is mailed, the envelope must be postmarked by a bona fide delivery service on or before September 1 and received at the proper BLM State Office within 15 calendar days after the due date. Payments may also be made by telephone using a credit card. A complete listing of BLM State Offices with their addresses and phone numbers can be found at <http://www.blm.gov>.
2. The maintenance fee for the following claim(s)/site(s) applies to the assessment year _____.

CLAIM/SITE NAME	BLM SERIAL NO.

Use a separate sheet for additional claim/site names, serial numbers, and claimant names and addresses.

(Continued on page 2)

Lode, Mill & Tunnel Site Payment Form Page 2

INSTRUCTIONS

1. This is an optional form that may be used to satisfy the requirements for the Bureau of Land Management (BLM) under the provisions of 43 U.S.C. §1744 and 30 U.S.C. §28f and the regulations thereunder (43 CFR part 3834). Since local and State laws may vary, you should contact your local and State agencies where the claims are located to ensure all applicable laws and requirements are satisfied.
2. This form should be used to pay the maintenance fee for lode mining claims, mill sites, and tunnel sites only. To pay the maintenance fee for placer mining claims, use Form 3830-5a.
3. Complete the section for the number of claims and the amount being remitted to the BLM.
4. Enter the year in paragraph 2 for the applicable assessment year.
5. List all mining claim or site names and the BLM serial number associated to the claim or site, if the BLM has notified you what the serial number is. Every attempt should be made to include the current BLM serial number for each claim or site listed.
6. The name and current mailing addresses of the person paying the maintenance fee(s) should be listed at the top of the form. If this is a change of address for a claimant, that should also be noted.
7. If needed, an additional sheet can be used to continue listing claim and site names and BLM serial numbers, or the name and current mailing address of additional claimants.
8. If paying by credit card, you must complete the following credit card information on page 3: (a) exact name on the face of the credit card; (b) amount paid; (c) type of card; (d) credit card number; (e) expiration date of the card; and (f) telephone number. You must also sign on page 3 to show authorization to charge the credit card.

NOTICES

THE PRIVACY ACT and 43 CFR 2.48(d) require that you be furnished with the following information in connection with the information requested by this form.

AUTHORITY: 30 U.S.C. 28f and 43 CFR part 3834 permit collection of the information requested by this form.

PRINCIPAL PURPOSE: The BLM will use the information you provide to record the annual maintenance fee payment for the claims and sites listed and to verify that payment has been made in accordance with 30 U.S.C. 28f and 43 CFR part 3834.

ROUTINE USES: The BLM will only disclose this information in accordance with the provisions at 43 CFR 2.56(b) and (c).

EFFECT OF NOT PROVIDING INFORMATION: Disclosure of the requested information is required by 30 U.S.C. 28f and 43 CFR part 3834 for claimants paying the annual maintenance fee. The use of this specific form when paying the maintenance fee is optional. However, when paying the maintenance fee, it is the requested information on this form that is required to be submitted along with the fee. Failure to submit all the required information will delay the BLM's processing of the information and may preclude the BLM's acceptance of the maintenance fee payment, which may result in forfeiture of the mining claim(s) or site(s) by the claimant.

Bureau of Land Management Maintenance Fee Payment Form for Placer Claims

Form 3830-5a
(June 2014)

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
MAINTENANCE FEE PAYMENT FORM
FOR PLACER MINING CLAIMS

Remitter Name: _____

Mailing Address: _____

City, State, Zip: _____

Check here if this is a change of address.

FOR COUNTY RECORDER'S USE

No. of claims: _____
Total due BLM \$ _____

1. The maintenance fee may be paid by cash, check, money order, Bureau of Land Management (BLM) Declining Deposit Account, or credit card (VISA, American Express, Discover, or MasterCard). Payments must be remitted to the BLM State Office where your claim or site is recorded and received on or before September 1. If the payment is mailed, the envelope must be postmarked by a bona fide delivery service on or before September 1 and received at the proper BLM State Office within 15 calendar days after the due date. Payments may also be made by telephone using a credit card. A complete listing of BLM State Offices with their addresses and phone numbers can be found at <http://www.blm.gov>.
2. The maintenance fee for the following claim(s) applies to the assessment year _____.

CLAIM NAME	BLM SERIAL NO.	ACRES IN CLAIM	PAYMENT DUE TO THE BLM (See Instructions on Page 2)

Use a separate sheet for additional claim names, serial numbers, and claimant names and addresses.

(Continued on page 2)

Placer Payment Form Page 2

INSTRUCTIONS

1. This is an optional form that may be used to satisfy the requirements for the Bureau of Land Management (BLM) under the provisions of 43 U.S.C. §1744 and 30 U.S.C. §28f and the regulations thereunder (43 CFR part 3834). Since local and State laws may vary, you should contact your local and State agencies where the claims are located to ensure all applicable laws and requirements are satisfied.
2. This form should be used to pay the maintenance fee for placer mining claims only. To pay the maintenance fee for lode mining claims, mill sites or tunnel sites, use Form 3830-5.
3. Complete the section for the number of claims and the amount being remitted to the BLM.
4. Enter the year in paragraph 2 for the applicable assessment year.
5. List all mining claim names and the BLM serial number associated to the claim if the BLM has notified you what the serial number is. Every attempt should be made to include the current BLM serial number for each claim listed. List the acreage for each claim and the amount due based on the acreage. See the chart below for amounts due.
6. The maintenance fee for placer mining claims is paid for every 20 acres of the claim or portion thereof. When making a maintenance fee payment for your placer claim, you should make your payment in accordance with the following chart:

Number of acres in the claim	Maintenance Fee Payment Due Per Claim
<= 20 acres	\$155
> 20 acres but <= 40 acres	\$310
> 40 acres but <= 60 acres	\$465
> 60 acres but <= 80 acres	\$620
> 80 acres but <= 100 acres	\$775
> 100 acres but <= 120 acres	\$930
> 120 acres but <= 140 acres	\$1,085
> 140 acres but <= 160 acres	\$1,240
> 160 acres	Contact the BLM

Legend: > means greater than; < means less than; = means equal to

7. The name and current mailing addresses of the person paying the maintenance fee(s) should be listed at the top of the form. If this is a change of address for a claimant, that should also be noted.
8. If needed, an additional sheet can be used to continue listing claim names, BLM serial numbers, acres in claim, payment due or the name and current mailing address of additional claimants.
9. If paying by credit card, you must complete the following credit card information on page 4: (a) exact name on the face of the credit card; (b) amount paid; (c) type of card; (d) credit card number; (e) expiration date of the card; and (f) telephone number. You must also sign page 4 to show authorization to charge the credit card.

NOTICES

THE PRIVACY ACT and 43 CFR 2.48(d) require that you be furnished with the following information in connection with the information requested by this form.

AUTHORITY: 30 U.S.C. 28f and 43 CFR part 3834 permit collection of the information requested by this form.

PRINCIPAL PURPOSE: The BLM will use the information you provide to record the annual maintenance fee payment for the claims listed and to verify that payment has been made in accordance with 30 U.S.C. 28f and 43 CFR part 3834.

ROUTINE USES: The BLM will only disclose this information in accordance with the provisions at 43 CFR 2.56(b) and (c).

EFFECT OF NOT PROVIDING INFORMATION: Disclosure of the requested information is required by 30 U.S.C. 28f and 43 CFR part 3834 for claimants paying the annual maintenance fee. The use of this specific form when paying the maintenance fee is optional. However, when paying the maintenance fee, it is the requested information on this form that is required to be submitted along with the fee. Failure to submit all the required information will delay the BLM's processing of the information and may preclude the BLM's acceptance of the maintenance fee payment, which may result in forfeiture of the mining claim(s) by the claimant.

(Continued on page 3)

(Form 3830-5a, page 2)

Placer Payment Form Page 3

COMPLETE THE FOLLOWING FOR CREDIT CARD PAYMENTS:

Exact name as shown on credit card: _____

Amount Paid: \$ _____

Type of Card: VISA MASTERCARD DISCOVER AMERICAN EXPRESS

CREDIT CARD NUMBER

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Expiration Date: _____ Telephone No.: _____

Signature: _____

Title 18 U.S.C. 1001 and 43 U.S.C. 1212 make it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious or fraudulent statements or representations as to any matter within its jurisdiction.

NOTE TO BLM EMPLOYEES: DETACH THIS PAGE BEFORE FILING THIS FORM IN APPLICABLE CASE FILES.



TYPES OF PAYMENT BLM ACCEPTS:

- (1) U.S. currency;
- (2) Postal money order payable in U.S. dollars to the DOI-BLM;
- (3) Check or negotiable instrument payable in U.S. dollars to DOI-BLM or
- (4) Valid credit card that is acceptable to BLM. (The maximum limit is \$49,999.99 per day per credit card).

A new payment procedure has been established called Payment Portal and Lacy Trapp will discuss this in her session.



THINGS TO AVOID

- **Please make note of the remaining slides that have important information on things to avoid.**



FILING ON CLOSED CLAIM:

- A letter will be sent out informing claimant/remitter the claim is closed and asking:
- Has it been relocated? If so you have 30 days to inform us of the correct serial number.

INCORRECT SERIAL NUMBER PROVIDED:

- The correct serial number will be noted on the document and a copy returned to the claimant or remitter requesting that it be used on all future filings. Make sure to use the correct serial number.

DUPLICATE PAYMENT:

- We do refund duplicate payments of maintenance fees when it is a situation where the same remitter accidentally paid twice for the same document.
- If we received maintenance fees for claims on which maintenance fees have already been paid by someone else, we will notify the second remitter that it is a duplicate payment. The same applies to additional remitters.
- The letter gives the second remitter 30 days to respond and let us know if: 1) we should refund the money to the remitter; 2) we should apply the money to the next year's maintenance fees; or 3) we should retain the money as a duplicate payment. If we don't hear from the second remitter, we will apply the money as a duplicate payment.



INSUFFICIENT FUNDS/STOP PAYMENT:

- Check was returned **within** the filing deadline, but no replacement payment was received in this office. The subject claims are declared forfeit and void.
- Check was returned **after** the filing deadline, no timely payment was made. The claims are declared forfeit and void.
- **Exception:** If the bank puts it in writing that it was their error.