

Bureau of Land Management, Interior

§ 3833.1-5

time remains before September 1. If there are less than 30 days before September 1, the correct fees shall be filed (see §3833.0-5(m)) by such claimant on or before the September 1 deadline. Failure to submit the proper fees will cause the forfeiture of remaining claims or sites by the claimant/owner.

[59 FR 44859, Aug. 30, 1994, as amended at 64 FR 47021, Aug. 27, 1999]

§ 3833.1-4 Service charges and location fees.

(a) Each notice or certificate of location of a mining claim, mill site, or tunnel site filed for recordation shall be accompanied by a non-refundable service charge of \$10.00.

(b) Each notice or certificate of location of a mining claim, mill site, or tunnel site that is located on or after August 11, 1993, and before September 30, 2003, shall, when filed with BLM, be accompanied by a one time nonrefundable location fee of \$25.

(c) Annual filings submitted pursuant to §3833.2 shall be accompanied by a nonrefundable service charge of \$5.00 for each mining claim, mill site, or tunnel site. A service charge is not required to accompany the rental fee submitted in lieu of assessment work or Notice of Intent to Hold as required by §3833.1-5 or the certified statement of exemption required to be filed by §3833.1-7.

(d) Amendments to a previously recorded notice or certificate of location shall be accompanied by a nonrefundable service charge of \$5.00 for each mining claim, mill site, or tunnel site.

(e) Each transfer of interest document filed pursuant to §3833.3 shall be accompanied by a nonrefundable service charge of \$5.00 for each mining claim, mill site, or tunnel site affected.

(f) The claimant/owner may authorize the BLM to charge payment of service charges, maintenance fees, and location fees to his or her credit card under §3833.1-3(a) by transmitting a facsimile authorization bearing the signature of the claimant/owner to the authorized officer, or the authorized officer may accept such authorization by telephone if the identity of the claimant/owner is established to the satisfaction of the authorized officer.

(g) The claimant/owner may also maintain a declining deposit account with the State Office of the BLM where the mining claims and sites are recorded for the payment of service charges, maintenance fees, and location fees. The authorized officer may deduct the necessary service charges and fees from or add overpayments to such account only at the direction of the claimant/owner.

[58 FR 38198, July 15, 1993, as amended at 59 FR 44860, Aug. 30, 1994; 64 FR 47021, Aug. 27, 1999; 67 FR 38206, June 3, 2002]

§ 3833.1-5 Maintenance fees.

Except as provided in §§3833.0-3(f), 3833.1-6, and 3833.1-1 (d) and (e), each claimant shall pay a nonrefundable maintenance fee of \$100 for each mining claim, mill site, or tunnel site to the proper BLM office for each specified assessment year for which the claimant desires to hold the mining claim, mill site, or tunnel site. The assessment years covered by 30 U.S.C. 28f, begin at 12 o'clock noon on September 1, 1994, and end at 12 o'clock noon on September 1, 2004.

(a)(1) The initial \$100 nonrefundable maintenance fee for the assessment year in which the mining claim or site is located shall be paid for each mining claim, mill site, or tunnel site at the time of its filing with BLM pursuant to section 314(b) of FLPMA and §3833.1-2. If such claims or sites are located prior to September 1, and the notice of location is properly filed within the FLPMA time frame but after September 1, then the \$100 fee that was due on September 1 for the succeeding assessment year shall be paid at the time of filing the location notice along with the initial \$100 fee.

(2) The initial maintenance fee described in paragraph (1) is not subject to the waiver provisions contained in §§3833.1-6 and 3833.1-7.

(b) Under 30 U.S.C. 28f, a nonrefundable maintenance fee of \$100.00 for each mining claim, mill site, or tunnel site shall be paid annually on or before September 1 for the subsequent assessment year beginning at 12 o'clock noon on September 1 of that year. The payments are due on each September 1 through September 1, 2003. At the time of payment, the claimant/owner shall