



COMMONWEALTH OF VIRGINIA
DEPARTMENT OF MINES, MINERALS AND ENERGY
DIVISION OF MINED LAND RECLAMATION
P. O. DRAWER 900; BIG STONE GAP, VA 24219
TELEPHONE: (276) 523-8202

APPLICATION FOR SMALL OPERATOR ASSISTANCE

Name of Applicant		
	FOR DMLR USE ONLY:	Application No.

Mailing Address			
Employer Identification Number		Telephone Number	

Name of Operator*			
Mailing Address			
Employer Identification Number		Telephone Number	

* Identify the name of the operator who will be conducting the proposed operations under the permit, if other than the Applicant.

Check to acknowledge:

☐ The Applicant intends to submit a permit application for the areas identified in this application.
The proposed surface coal mining and reclamation operations will be conducted under the name of:

--

CERTIFICATION:

I hereby certify that I am the authorized representative of the Applicant and affirm that the information provided on this form and all attachments submitted herewith are true and accurate to the best of my knowledge. I further affirm that the proposed surface coal mining and reclamation operations subject to this Application will be conducted pursuant to the terms and conditions as may be set by the Division pursuant to the requirements of the **Virginia Coal Surface Mining Control and Reclamation Act of 1979** (Chapter 19, Title 45.1 of the **Code of Virginia**, as amended), and the regulations promulgated thereunder.

Signature: _____

Title/Position: _____ **Date:** _____

Note: If the person signing this Certification is not an officer, director, or owner of the Applicant, attach a copy of the Power of Attorney or Resolution of Board of Directors which allows the person to act on behalf of the Applicant.

Notarization:

Subscribed and affirmed/sworn to before me by _____
this _____ day of _____, 20____, in the City/County of _____.

Notary Public
Signature¹: _____
Registration No. _____

My Commission
Expires: _____
(Affix Seal)

¹ Pursuant to §47.1-15(3) of the Code of Virginia, as amended, the notarial certificate wording must be contained on the same page as the signature being notarized.

Business Information

1.19 Applicant's Legal Structure

Type of Entity - Code ²		State of		Registered with Va. State Corp. Comm. <input type="checkbox"/> (Check the box if this is a true statement.)
If "O" was identified, describe the type of business:				

1.20 Applicant's Resident Agent

Resident Agent's Name		Telephone Number	
Mailing Address			

1.21 Person Who Owns or Controls the Applicant (Officers, Directors, Partners, etc.)

Name	Title	Date	SSN/EIN	Address

1.22 Stockholder Owning 10% or More of Any Class of Voting Stock

Name	Title	Date	%	SSN/EIN	Address
Relationship to Applicant (be specific for each person)					

Right of Entry

1.30 Proof of Legal Right of Entry (check as applicable and attach a copy of the legal documentation)

- ☐ The Applicant has a legal right to enter and commence mining within the proposed permit area.
- ☐ A legal right of entry has been obtained for the Division and laboratory personnel to inspect the lands to be mined and adjacent areas to collect environmental data or to install necessary instruments.

Pro-Rata Share - Coal Production

1.31 Operations - Coal Production Attributable to Applicant³

Location/Permit	Operator/Company Name	DM License	MSHA License
1. Proposed Operation			
2.			
3.			
4.			
5.			

² S = single proprietorship; G = general partnership; L = limited partnership; C = corporation;
A = association; O = other

³ See 4 VAC 25-130-795.6(a)(2) of the regulations.

1.32 Schedule of Actual and Projected Coal Production (in tons) Attributable to Applicant

Location No.:	1	2	3	4	5
Actual Production last 12 mo.					
1 st Year Projected Production					
2 nd Year Projected Production					
3 rd Year Projected Production					
4 th Year Projected Production					
5 th Year Projected Production					

Violation History

1.33 Permit Suspensions/Revocations/Bond Forfeitures (check as applicable⁴)

The Applicant or subsidiary, affiliate, or person(s) controlled by or under common control with the Applicant has:

- ☐ had a federal or State mining permit suspended or revoked in the past five years.
- ☐ forfeited a performance bond or similar security.

1.34 Previous Violations (check as applicable⁵)

- ☐ The Applicant has received violation notices during the three year period preceding the date of this renewal application.
- ☐ The Applicant has unabated cessation orders and/or unabated air and water quality violation notices which were received prior to the date of this renewal application on surface coal mining operation(s) owned or controlled by either the Applicant or by a person who owns or controls the Applicant.

Proposed Operation

1.40 Number of acres to be affected by this proposed operation _____.

1.41 Description of the Proposed Mining Operation:

1.42 Anticipated Starting and Termination Dates of the Mining Operation

Phase of Operation	Starting Date	Termination Date

1.43 Statement of Coal Resources

⁴ If either item checked, provide the information required per 4 VAC 25-130-778.14(b) as **Attachment 1.33**.

⁵ If either item checked, provide the information required per 4 VAC 25-130-778.14(c) as **Attachment 1.34**.

Division of Mined Land Reclamation
Application for Small Operator Assistance

Provide a general statement on the probable depth and thickness of the coal resource, including a statement of reserves in the permit area, or in the case of underground mines the affected area, and the method by which they were calculated.

1.44 Attach a U. S. Geological Survey topographical map⁶ for the assistance area which clearly shows:

- a) The area of land to be affected.
- b) The natural drainage watershed above and below the affected area.
- c) The names of property owners in the affected and adjacent areas.
- d) The location of any existing or proposed test borings.
- e) The location and extent of known workings of any underground mines.
- f) The location of existing structures and developed water resources within the affected and adjacent areas.

Check to acknowledge this responsibility:

☐ The Applicant is aware of the liability conditions and reporting requirements of the Small Operator Assistance Program, as set forth under Section 4 VAC 25-130-795.12(a) and (b) of the **Virginia Coal Surface Mining Reclamation Regulations**.

⁶ At scale of 1:24,000 or larger or other topographic map of equivalent detail.