

Department of Environment and Natural Resources  
Minerals and Mining Program  
523 E Capitol Ave  
Pierre, SD 57501-3182  
Telephone: (605) 773-4201 Fax: (605) 773-5286

REQUEST FOR DETERMINATION  
SPECIAL, EXCEPTIONAL, CRITICAL,  
UNIQUE LANDS AND NOTICE OF  
INTENT TO OPERATE

Name of Operator \_\_\_\_\_

Office Address

Telephone \_\_\_\_\_

Local Address

Telephone \_\_\_\_\_

Legal Description

County \_\_\_\_\_

Name and Address of Surface Owner

Name and Address of Mineral Owner

Name and Address of Surface Owners Within 500 Feet of the Proposed Mining Operation

***I declare and affirm under the penalties of perjury that this claim (petition, application, information) has been examined by me, and to the best of my knowledge and belief, is in all things true and correct.***

Signature \_\_\_\_\_

Title \_\_\_\_\_

Date \_\_\_\_\_

**FOR DEPARTMENT USE ONLY**

The land described in this Request for Determination of Special, Exceptional, Critical, or Unique Lands and Notice of Intent to Operate ( ) is ( ) is not eligible for inclusion on the list of special, exceptional, critical, or unique lands.

\_\_\_\_\_  
**Secretary, Department of Environment and Natural Resources** Date \_\_\_\_\_

Operator Appeal Date \_\_\_\_\_

Intervenor Contest Date \_\_\_\_\_

The land described in this Request for Determination of Special, Exceptional, Critical, or Unique Lands and Notice of Intent to Operate ( ) is ( ) is not eligible for inclusion on the list of special, exceptional, critical, or unique lands.

\_\_\_\_\_  
**Chairman, SD Board of Minerals and Environment** Date \_\_\_\_\_

Supplemental Instructions for  
**Special, Exceptional, Critical, or Unique Lands & Notice of Intent to Operate**  
ARSD 74:29:10

1. Complete the **Request for Determination of Special, Exceptional, Critical, or Unique Lands & Notice of Intent to Operate** pursuant to the requirements of ARSD 74:29:10:03. Include the following with the **Request for Determination of Special, Exceptional, Critical, or Unique Lands & Notice of Intent to Operate**:

- A) A map showing sufficient information to locate the area of the proposed mining operation, including access routes and the approximate size and location of areas where surface resources will be disturbed pursuant to 74:29:10:03(03).
- B) A general description of the type of mining operation proposed and how it would be conducted pursuant to 74:29:10:03(5).
- C) A detailed assessment of whether the lands included in the proposed mining operation meet the criteria of SDCL 45-6B-33.3 including all information and data necessary to support the assessment and its conclusions pursuant to 74:29:10:03(6).

2. At least 60 days prior to the submission of a mine permit application, submit the **Request for Determination of Special, Exceptional, Critical, or Unique Lands & Notice of Intent to Operate** to:

Department of Environment & Natural Resources  
Minerals & Mining Program  
523 East Capitol Avenue  
Pierre, SD 57501-3182

3. Submit a copy of the **Request for Determination of Special, Exceptional, Critical, or Unique Lands & Notice of Intent to Operate** to the Register of Deeds of the county where the proposed mining operation is located. You will need to obtain proof of filing the **Request** with the Register of Deeds and submit that proof to the Department of Environment & Natural Resources.

4. Submit a copy of the **Request for Determination of Special, Exceptional, Critical, or Unique Lands & Notice of Intent to Operate** to the following agencies. Proof of filing the **Request** with each agency will need to be submitted to the Department of Environment & Natural Resources.

Bill Smith  
Department of Agriculture  
Resource Conservation & Forestry  
523 East Capitol Avenue  
Pierre, SD 57501-3392

Stan Michals  
Department of Game, Fish, & Parks  
4130 Adventure Trail  
Rapid City, SD 57702-4804

Jay Vogt  
SD State Historic Preservation Office  
900 Governors Drive  
Pierre, SD 57501-2200

Jim Hagen  
Department of Tourism  
Office of Tourism  
711 East Wells Avenue  
Pierre, SD 57501-3385

Michael Fosha  
Assistant State Archaeologist  
Archaeological Research Center  
217 Kansas City Street  
Rapid City, SD 57701-3079