

Department of Agriculture and Natural Resources  
Minerals and Mining Program  
523 East Capitol Avenue  
Pierre, South Dakota 57501-3182  
605 773-4201; Fax: 605 773-5286

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

Pursuant to SDCL 45-6B and ARSD 74:29:10

Operator's name:

Mailing 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

Date: \_\_\_\_\_

Title: \_\_\_\_\_

**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 Agriculture 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: \_\_\_\_\_

**Instructions for Request for Determination of  
Special, Exceptional, Critical, or Unique Lands & Notice of Intent to Operate**

Please reference 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. Please include the following:
  - 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).
  - A general description of the type of mining operation proposed and how it would be conducted pursuant to 74:29:10:03(5).
  - 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 Agriculture and Natural Resources  
Minerals and 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 Agriculture and Natural Resources, Minerals and Mining Program.
4. A copy of the Request for Determination of Special, Exceptional, Critical, or Unique Lands & Notice of Intent to Operate must be submitted to the following agencies. Proof of submitting the Request to each agency will need to be submitted to the Department of Agriculture and Natural Resources, Minerals and Mining Program.

Dustin Lloyd  
Senior Archaeologist  
Archaeological Research Center  
PO Box 1257  
Rapid City, SD 57709-1257

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

Benjamin Jones  
State Historical Society  
900 Governors Drive  
Pierre, SD 57501-2200

Jim Hagen  
Department of Tourism  
Capitol Lake Plaza  
500 East Capitol  
Pierre, SD 57501-3385